LAWS

OF THE

TERRITORY OF HAWAII

PASSED BY THE

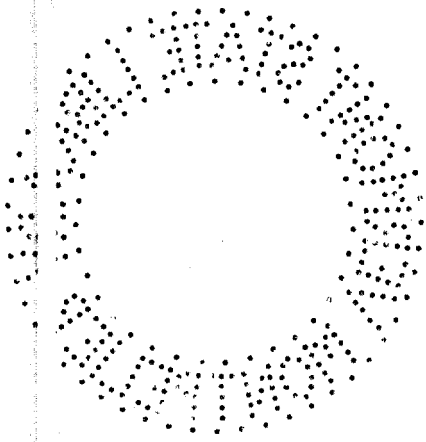
FOURTEENTH LEGISLATURE

REGULAR SESSION
1927

COMMENCED ON WEDNESDAY, THE SIXTEENTH DAY OF FEBRUARY, AND ENDED ON TUESDAY, THE THIRD DAY OF MAY.

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1927



LIST OF OFFICERS AND MEMBERS OF THE LEGISLATURE OF THE TERRITORY OF HAWAII

REGULAR SESSION 1927

SENATE

President.....Robert W. Shingle, Honolulu, Oahu
Vice-President.....Ernest A. K. Akina, Kohala, Hawaii

Clerk.....Albert E. Lloyd, Honolulu, Oahu

District	Name	Address
First.....	Akina, Ernest A. K. (R)*.....	Kohala, Hawaii
	Desha, Sr., Stephen L. (R).....	Hilo, Hawaii
	Hind, Robert (R).....	Kailua, Hawaii
	Russell, J. W. (R)*.....	Hilo, Hawaii
Second.....	Mossman, Henry C. (D)*.....	Wailuku, Maui
	Rice, H. W. (R).....	Paia, Maui
	Tavares, Antone F. (R)*.....	Haiku, Maui
Third.....	Brown, Francis H. Ii (R).....	Honolulu, Oahu
	Chillingworth, Charles F. (R)*.....	Honolulu, Oahu
	Heen, William H. (D).....	Honolulu, Oahu
	Judd, Lawrence M. (R)†.....	Honolulu, Oahu
	McInerny, William H. (R).....	Honolulu, Oahu
	Shingle, Robert W. (R)†.....	Honolulu, Oahu
Fourth.....	Aki, Henry K. (R)*.....	Kapaa, Kauai
	Rice, Charles A. (R).....	Lihue, Kauai

D.....Democrat..... 2
R.....Republican..... 13

* Holdover Senators from 1925 session.

† Filling vacancies caused by resignations of Senators Charles N. Arnold and Charles H. Rose.

102898

HOUSE OF REPRESENTATIVES

Speaker.....Clarence H. Cooke, Honolulu, Oahu
Vice-Speaker.....Emil M. Muller, Kailua, Hawaii

Clerk.....Joseph Ordenstein, Honolulu, Oahu

District	Name	Address
First.....	Ahuna, Herbert N. (R).....	Hilo, Hawaii
	Ewaliko, David K. (R).....	Hilo, Hawaii
	Pedro, Jr., Thomas (R).....	Hilo, Hawaii
	Silva, Evan Da (R).....	Hilo, Hawaii
Second.....	Kawaha, George K. (R).....	Waiohinu, Hawaii
	Muller, Emil M. (R).....	Kailua, Hawaii
	Smith, Jr., John R. (R).....	Hookena, Hawaii
	Stillman, Charles K. (R).....	Kohala, Hawaii
Third.....	Clark, William A. (R).....	Paia, Maui
	Cooke, George P. (R).....	Kaunakakai, Molokai
	Goodness, P. J. (R).....	Waiakoa, Maui
	*Morton, Edgar (R).....	Paia, Maui
	Paschoal, Manuel G. (R).....	Puunene, Maui
	Sniffen, Samuel A. (R).....	Paia, Maui
Fourth.....	Ashford, Huron K. (R).....	Honolulu, Oahu
	Cooke, Clarence H. (R).....	Honolulu, Oahu
	Petrie, T. H. (R).....	Honolulu, Oahu
	Robinson, Mark A. (R).....	Honolulu, Oahu
	Soares, O. P. (R).....	Honolulu, Oahu
	Vitousek, Roy A. (R).....	Honolulu, Oahu
Fifth.....	Akana, Albert K. (R).....	Honolulu, Oahu
	Anderson, John C. (R).....	Honolulu, Oahu
	Char, Yew (D).....	Honolulu, Oahu
	Chillingworth, Edwin B. (R)...	Honolulu, Oahu
	Holt, Charles H. K. (D).....	Honolulu, Oahu
	Lyman, Norman K. (R).....	Honolulu, Oahu
Sixth.....	Gomes, Clement (R).....	Lihue, Kauai
	Marcallino, A. Q. (R).....	Makaweli, Kauai
	Patterson, L. L. (R).....	Hanalei, Kauai
	Veveiros, Jr., John (R).....	Kalaheo, Kauai

D.....Democrat..... 2
R.....Republican..... 28

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LAWS OF THE TERRITORY OF HAWAII

PASSED AT THE

FOURTEENTH REGULAR SESSION OF THE LEGISLATURE

1927

ACT 1

[H. B. No. 2]

AN ACT TO PROVIDE FOR A SPECIAL ELECTION TO FILL THE VACANCY IN THE LEGISLATURE OF 1927 CAUSED BY THE DEATH OF LEVI L. JOSEPH, REPRESENTATIVE-ELECT FROM THE THIRD REPRESENTATIVE DISTRICT OF THE TERRITORY, AND AUTHORIZING THE GOVERNOR TO ALLOT FROM HIS CONTINGENT FUND, AS PROVIDED BY ACT 263 OF THE SESSION LAWS OF 1925, SUCH SUM OR SUMS NECESSARY TO MEET THE EXPENSES OF CONDUCTING SAID ELECTION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. To fill the vacancy in the membership of the Legislature of 1927, caused by the death of Representative-elect Levi L. Joseph, of the Third Representative District of the Territory of Hawaii, the Governor shall cause a special election to be held. Such election shall conform, in all respects except as otherwise provided herein, to the regular biennial elections held under the provisions of Chapter 10 of the Revised Laws of Hawaii 1925.

SECTION 2. At least fifteen days before such special election, the Governor shall issue an election proclamation and transmit copies of the same to the Boards of Inspectors where such election is to be held.

SECTION 3. At such special election no person shall be permitted to stand as a candidate for election to fill such unexpired term unless he shall be nominated and so requested in writing, signed by not less than twenty-five duly qualified electors of the

Third Representative District, and in which he is requested to be a candidate. The nomination shall, except as hereinafter provided, be deposited with the Secretary of the Territory not less than ten days before the day of such special election.

Each nomination shall be accompanied by a deposit of twenty-five dollars on account of the expenses attending the election, which amount shall be paid into the treasury as a government realization.

SECTION 4. The primary election laws shall not apply to the election herein provided for.

SECTION 5. The Governor is hereby authorized and directed to transfer to the Secretary of the Territory so much money as may be necessary from the contingent fund of the Governor as provided by Act 263 of the Session Laws of 1925, to meet the expenses of conducting said election.

SECTION 6. This Act shall take effect upon its approval.

Approved this 21st day of February, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 2

[H. B. No. 1]

AN ACT TO APPROPRIATE MONEY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE REGULAR SESSION OF THE HOUSE OF REPRESENTATIVES OF THE LEGISLATURE OF THE TERRITORY OF HAWAII OF THE YEAR 1927.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There shall be and hereby is appropriated the sum of fifty-five thousand dollars ($55,000.00) from the public treasury for the purpose of defraying the expenses of the regular session of the House of Representatives of the Legislature of the Territory of Hawaii of the year 1927.

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 23rd day of February, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 3

[S. B. No. 1]

AN ACT TO APPROPRIATE MONEY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE REGULAR SESSION OF THE SENATE OF THE LEGISLATURE OF THE TERRITORY OF HAWAII OF THE YEAR 1927.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There shall be and hereby is appropriated the sum of forty-five thousand dollars ($45,000.00) from the public treasury for the purpose of defraying the expenses of the regular session of the Senate of the Legisltaure of the Territory of Hawaii of the year 1927.

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 23rd day of February, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 4

[S. B. No. 14]

AN ACT TO APPROPRIATE MONEY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF COMPLETING THE WIDENING AND CONSTRUCTION OF FRONT STREET, LAHAINA, MAUI, AND CONSTRUCTING AND EXTENDING THE SEA WALL ALONG SAID STREET.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of seven thousand five hundred dollars ($7,500.00) is hereby appropriated out of any moneys in the Treasury of the Territory of Hawaii, not otherwise appropriated, for the purpose of completing the widening and construction of Front Street, Lahaina, Maui, and completing the construction and extension of the sea wall along said street from the fish market to the intersection of the Lahainaluna Road and Front Street, as

originally authorized by Act 245 of the Session Laws of Hawaii, 1925.

SECTION 2. The sum hereby appropriated shall be disbursed on warrants drawn by the Auditor of the Territory of Hawaii upon vouchers drawn by the Superintendent of Public Works, who shall have charge of the construction of said street and sea wall; provided, however, that the Superintendent of Public Works shall contract for the completion of the widening and construction of said street and the construction and extension of said sea wall if a satisfactory bid can be obtained; but in case a satisfactory bid cannot be obtained, or no bids are received, the Superintendent of Public Works is hereby authorized to perform the work by day labor, but in no case shall the sum so spent be in excess of seven thousand five hundred dollars ($7,500.00). Only citizens shall be employed in such work, and preference of employment shall be given to citizen residents of the Lahaina district as far as practicable.

SECTION 3. This Act shall take effect from and after the date of its approval.

Approved this 3rd day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawii.

ACT 5

[S. B. No. 9]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF HONOLULU TO APPROPRIATE THE SUM OF ELEVEN HUNDRED EIGHTY-EIGHT AND NO/100 DOLLARS ($1,188.00) FOR THE PAYMENT OF THE CLAIM OF LOUIS SILVA AND JACOB ORDENSTEIN, CO-PARTNERS DOING BUSINESS UNDER THE FIRM NAME OF SILVA'S UNDERTAKING ESTABLISHMENT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The board of supervisors of the City and County of Honolulu is hereby authorized and directed to appropriate the sum of eleven hundred eighty-eight and no/100 Dollars ($1,188.00)

out of the general fund of said City and County for the payment of the following claim:

Louis Silva and Jacob Ordenstein, co-partners doing business under the firm name of SILVA'S UNDERTAKING ESTABLISHMENT, for services rendered and materials supplied.....$1,188.00

Upon the making of such appropriation, and the filing of proper vouchers, the Auditor of the City and County of Honolulu is hereby authorized and directed to draw warrants upon the Treasurer of the City and County of Honolulu for the amount in favor of the claimant.

SECTION 2. This Act shall take effect upon its approval.

Approved this 3rd day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 6

[S. B. No. 26]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF HONOLULU TO APPROPRIATE THE SUM OF EIGHT THOUSAND TWO HUNDRED SEVENTY-TWO AND 60/100 DOLLARS ($8,272.60) FOR THE PURPOSE OF REIMBURSING C. J. MCCARTHY FOR MONEYS ADVANCED THE WATER AND SEWER DEPARTMENTS OF THE CITY AND COUNTY OF HONOLULU FOR PAY ROLLS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to appropriate the sum of Eight Thousand Two Hundred Seventy-Two and 60/100 Dollars ($8,272.60) out of any moneys in the Water Works Working Fund of the City and County to reimburse C. J. McCarthy for moneys advanced by him to the Water and Sewer Departments of the said City and County to cover pay rolls of the said departments for the month of December, 1925.

Section 2. The Auditor of the said City and County is hereby authorized and directed to draw a warrant upon the Treasurer of said City and County for the amount of the claim of the said C. J. McCarthy upon a voucher approved by the General Manager of the said Honolulu Water and Sewer Departments.

Section 3. This Act shall take effect upon its approval.

Approved this 14th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 7

[H. B. No. 7]

AN ACT to Amend Paragraph 2 of Section 3814 of the Revised Laws of Hawaii 1925, Relating to the Discharge of Persons Secondarily Liable on Negotiable Instruments.

Be it Enacted by the Legislature of the Territory of Hawaii:

Section 1. Paragraph 2 of Section 3814 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"2. By the intentional cancellation of his signature by the holder."

Section 2. This Act shall take effect upon its approval.

Approved this 22nd day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 8

[H. B. No. 42]

AN ACT TO AMEND SECTION 1509 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO PROCESS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1509 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1509. Process addressed to whom. Any process of any court of record shall be addressed to the high sheriff or his deputy, or a sheriff or his deputy, except as may be otherwise provided by law, and it shall be the duty of the high sheriff or his deputy, or a sheriff or his deputy, or any police officer serving under him to execute the same at their peril, according to the tenor thereof; and they shall not be liable for any damages resulting from the execution of such process."

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 9

[S. B. No. 54]

AN ACT REPEALING ACT 175 OF THE SESSION LAWS OF 1925 RELATING TO PUBLIC OFFICERS AND PUBLIC CONTRACTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Act 175 of the Session Laws of 1925 is hereby repealed.

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 10

[S. B. No. 69]

AN ACT TO REPEAL SECTIONS 1015, 1016, 1017, 1018 AND 1019 OF CHAPTER 79, REVISED LAWS OF HAWAII 1925, RELATING TO LAUNDRIES, HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Sections 1015, 1016, 1017, 1018 and 1019 of Chapter 79 of the Revised Laws of Hawaii 1925, are hereby repealed.

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 11

[H. B. No. 23]

AN ACT APPROPRIATING THE SUM OF EIGHTY-ONE DOLLARS FOR THE RELIEF OF DAVID K. RICHARDS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated from the general revenues of the Territory of Hawaii the sum of eighty-one dollars ($81.00) to be paid for the relief of David K. Richards.

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 12

[H. B. No. 102]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF HONOLULU TO APPROPRIATE THE SUM OF FIVE HUNDRED FORTY-SEVEN AND 12/100 DOLLARS ($547.12) FOR THE PURPOSE OF REIMBURSING JOHN ENOS FOR THE LOSS SUSTAINED BY HIM BY REASON OF THE CASHING OF HIS CERTIFIED CHEQUE BY SAID CITY AND COUNTY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to appropriate the sum of five hundred forty-seven and 12/100 dollars ($547.12) out of the general fund of the City and County for the purpose of reimbursing and to reimburse John Enos for the loss sustained by him by reason of the cashing of his certified cheque by the said City and County.

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 13

[H. B. No. 110]

AN ACT MAKING AN APPROPRIATION TO PAY THE CLAIM OF GEORGE RHOADS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of one hundred fifty-two dollars ($152.00) is hereby appropriated out of any moneys in the treasury not otherwise appropriated, to compensate George Rhoads for damages to his growing crops at Kalaupapa, Molokai, caused by cattle belonging to the territory straying thereon on April 6, 1925.

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 14

[H. B. No. 145]

AN ACT TO TRANSFER FUNDS FROM THE DIVISION OF ANIMAL INDUSTRY PROPER TO THE DIVISION OF ANIMAL INDUSTRY, ANIMAL QUARANTINE STATIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Auditor of the Territory of Hawaii is hereby directed and authorized to transfer from the balance of the appropriation for the Division of Animal Industry proper, for acquisition of property and equipment, appearing in Act 263, page 348, Session Laws of Hawaii, 1925, to the appropriation for the Division of Animal Industry, Animal Quarantine Stations, for acquisition of property, buildings and improvements, appearing in Act 263, page 348, Session Laws of Hawaii, 1925, the sum of fifteen hundred thirty-two and 50/100 dollars ($1532.50).

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 15

[H. B. No. 119]

AN ACT TO AMEND SECTIONS 4295 AND 4296 OF THE REVISED LAWS OF HAWAII 1925, RELATIVE TO MALICIOUS INJURY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 4295 of the Revised Laws of Hawaii 1925, is hereby amended so as to read as follows:

"Section 4295. Unlawful or malicious injury to books and other articles in libraries, galleries, museums or exhibits. Any person who unlawfully or maliciously cuts, tears, defaces, disfigures, soils, obliterates, breaks or destroys, any book, pamphlet, map, chart, picture, photograph, engraving, manuscript, statue, coin, model, apparatus, specimen, or any work of literature or

object of art or curiosity deposited in any public library, traveling library, gallery, museum, collection, fair or exhibition, or deposited in any such collection belonging to any incorporated college, or to any other institution devoted to educational, scientific, literary, artistic, historical or charitable purposes, shall be guilty of malicious injury and shall be punished by imprisonment for a term of not more than one year, or by a fine not exceeding one thousand dollars, or by both fine and imprisonment."

SECTION 2. Section 4296 of the Revised Laws of Hawaii 1925, is hereby amended so as to read as follows:

"Section 4296. Unlawful removal of books and other articles from libraries, galleries, museums or exhibits. Any person who removes or assists in removing any book, pamphlet, map, chart, picture, photograph, engraving, manuscript, statue, coin, model, apparatus, specimen, or any work of literature, or object of art or curiosity deposited in any public library, traveling library, gallery, museum, collection, fair or exhibition, or deposited in any such collection, belonging to any incorporated college, or to any other institution devoted to educational, scientific, literary, artistic, historical or charitable purposes, except with the approval of the authorities of such institution, shall be punished by imprisonment for a term of not more than one year, or by a fine not exceeding one thousand dollars, or by both fine and imprisonment."

SECTION 3. This Act shall take effect upon its approval.

Approved this 24th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 16

[H. B. No. 96]

AN ACT TO AMEND SECTION 2643 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO DOMESTIC JUDGMENTS AND DECREES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2643 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2643. Domestic Judgments and Decrees. Every judgment and decree, in any court of record of the Territory, shall be presumed to be paid and discharged at the expiration of ten years after the judgment or decree was rendered, and no action shall be commenced thereon after such expiration of ten years after the judgment or decree was rendered."

SECTION 2. This Act shall take effect upon its approval.

Approved this 24th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 17

[S. B. No. 35]

AN ACT TO AMEND SECTION 3043 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO THE LEGITIMATION OF BASTARDS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 3043 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3043. Bastards; legitimation. All children born out of wedlock, irrespective of the marriage of either parent to another, become legitimate on the marriage of the parents with each other and are entitled to the same rights as those born in wedlock and shall take their father's name as a family name, and a Christian name suitable to their sex. Such child or children or the parents thereof may petition the Registrar General of Vital Statistics to have the birth record amended to make such birth legitimate and to insert therein the name of the father, and the Registrar General is hereby directed to make such amendments upon being satisfied that such child or children has or have been legitimated."

SECTION 2. This Act shall take effect upon its approval.

Approved this 25th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 18

[H. B. No. 113]

AN ACT TO AMEND SECTION 4136 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACT 17 OF THE SESSION LAWS OF 1925, RELATING TO ASSAULT AND BATTERY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 4136 of the Revised Laws of Hawaii 1925, as amended by Act 17 of the Session Laws of 1925, is hereby further amended so that said section shall read as follows:

"Section 4136. Slight corporal injuries. Whoever inflicts a slight corporal injury upon another, as by striking him with his fist, spitting in his face, inciting and causing a dog to bite him, or any injury of a like gravity, however slight, is guilty of an assault and battery, and shall be punished by a fine of not more than two hundred dollars, or by imprisonment for not more than one year or by both such fine and imprisonment."

SECTION 2. This Act shall take effect upon approval.

Approved this 25th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 19

[H. B. No. 114]

AN ACT TO AMEND SECTION 4149 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO ASSAULT WITH INTENT TO RAPE OR RAVISH.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 4149 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 4149. Assault with intent to rape or ravish; punishment. Whoever maliciously assaults any female with an intent to commit the crime of rape or maliciously assaults any female child under the age of twelve years with intent to ravish or

carnally abuse and know the child, shall be punished by a fine not exceeding one thousand dollars and imprisonment at hard labor for life, or any number of years."

SECTION 2. This Act shall take effect upon approval.

Approved this 25th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 20

[H. B. No. 45]

AN ACT TO AMEND SECTION 1375 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACT 229 OF THE SESSION LAWS OF 1925, RELATING TO DELINQUENT TAX LISTS OF UNCOLLECTIBLE TAXES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1375 of the Revised Laws of Hawaii 1925, as amended by Act 229 of the Session Laws of 1925, is hereby further amended to read as follows:

"Section 1375. Delinquent tax lists of uncollectible taxes; publication of delinquent lists. On or before December 1 of each year each tax assessor shall prepare a list of all delinquent taxes which in his judgment are not collectible and shall submit such list to the treasurer, auditor and attorney general of the territory. Such items on the lists as are approved by the treasurer, the attorney general and the auditor, shall be recorded in special books in the tax office as uncollectible, and shall be removed from the other books kept by the assessor. The only effect of such transfer shall be to make it unnecessary to annually compute the interest and penalties upon such items.

Each tax assessor shall also, on or before December 1 of each year, prepare, sign, certify, post and maintain publicly for six months in the tax assessor's office and the district court for that district, a complete list of all names of the delinquent taxpayers in his division and the amount of assessed taxes, penalties and interest remaining delinquent by each such taxpayer, including

those delinquencies which have been submitted to the treasurer, auditor, and attorney general pursuant to the above paragraph."

SECTION 2. This Act shall take effect upon its approval.

Approved this 25th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 21

[H. B. No. 53]

AN ACT TO AMEND SECTION 2133 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACT 275 OF THE SESSION LAWS OF 1925, RELATING TO THE SALARIES OF DISTRICT MAGISTRATES AND CERTAIN CLERKS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Items 1, 2 and 10 of Section 2133 of the Revised Laws of Hawaii 1925, are hereby amended to read as follows:

		Per month.	Per annum.
1.	District Magistrate, Honolulu, who shall not engage in the practice of law during his term of office....	$500.00	$6,000.00
2.	Second district magistrate, Honolulu, to be expended according to Section 2134, Revised Laws of Hawaii 1925		600.00
10.	District Magistrate, Wailuku.....	250.00	3,000.00

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 25th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 22

[H. B. No. 107]

AN ACT AMENDING SECTION 1831 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO DEPUTY SHERIFFS, POLICE OFFICERS AND OTHER EMPLOYEES IN THE POLICE DEPARTMENT OF THE CITY AND COUNTY OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1831 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1831. Police officers and other employees. The sheriff shall have power to appoint under civil service regulations, as provided by law, such persons and employees, and at such salaries as may be allowed from time to time by the board of supervisors; provided, that no civil service regulation shall be construed to prevent the board from abolishing any position theretobefore allowed, and revoking the salary or compensation therefor and, in such case, the person dismissed, if in good standing, may by written request to the sheriff within thirty days be placed at the top of any list of eligibles for civil service appointment. And the sheriff further, shall have power to appoint and remove at pleasure any deputy sheriff and one stenographer not under civil service, and at such salaries or compensation as may be allowed by the board of supervisors.

"Each deputy shall, within his respective district, have the powers and, under the direction and control of the sheriff, perform the duties required by law of the sheriff.

"This section shall not be construed to require the examination of any person or employee appointed by the sheriff and who is in office on the date this Act becomes effective."

SECTION 2. This Act shall take effect upon its approval.

Approved this 25th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 23

[H. B. No. 6]

AN ACT APPROPRIATING THE SUM OF TEN THOUSAND DOLLARS ($10,000.00) FOR THE IMPROVEMENT OF WAIMEA PARK AT WAIMEA, KAUAI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of ten thousand dollars ($10,000.00) or so much thereof as may be necessary, is hereby appropriated out of the special fund designated as Special Land Sales, Kauai, for the purpose of improving the Waimea Public Park acquired by the Territory of Hawaii under the provisions of Act 89, Session Laws, 1925.

SECTION 2. The said sum of ten thousand dollars ($10,000.00) hereby appropriated, or so much thereof as may be necessary, shall be disbursed on warrants drawn by the Auditor based on vouchers approved by the Commissioner of Public Lands, who shall perform such improvements by contract or through the Board of Supervisors of the County of Kauai as provided by law.

SECTION 3. This Act shall take effect upon its approval.

Approved this 26th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 24

[H. B. No. 15]

AN ACT TO AUTHORIZE AND PROVIDE FOR THE MANUFACTURE, MAINTENANCE, DISTRIBUTION AND SUPPLY OF ELECTRIC CURRENT FOR LIGHT AND POWER WITHIN HANAPEPE, IN THE DISTRICT OF WAIMEA, ISLAND AND COUNTY OF KAUAI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Jose Gomes, of Hanapepe, District of Waimea, County of Kauai, Territory of Hawaii, his associates, successors

and assigns, or such corporations as he may or they shall cause to be incorporated under the laws of the Territory of Hawaii, (he or they being hereafter referred to as "the association"), are hereby granted the right, authority and privilege to manufacture, sell, furnish and supply electric light, electric current, or electric power, in Hanapepe, in the District of Waimea, on the Island of Kauai, Territory of Hawaii, for lighting the streets, roads, public and private buildings, or for motive power, or for any other purpose which the association may deem advisable, and from time to time for the term of fifty years, for the purposes herein mentioned, to construct, maintain and operate suitable poles, lines, wires, cables, lamps, lamp posts, conductors, conduits, and such other appliances and appurtenances as may from time to time be necessary for the transmission, distribution, or supply of electricity to consumers thereof, under, along, upon and over the streets, sidewalks, roads, squares, bridges, alleys and lanes in said Hanapepe, and to connect the said wires, lines and conductors with any manufactory, private or public buildings, lamps, lamp posts, or other structure or object and the place of source of supply.

SECTION 2. Rules and Regulations. That the Board of Supervisors of the County of Kauai is hereby authorized to make and from time to time change, amend, or add to reasonable rules regulating the placing of poles and wires, the insulation of wires and apparatus carrying electric current, the excavation of conduits, and the maintenance in good repair of all poles, wires and apparatus, and generally concerning the manufacture and supply of electricity which may be necessary or proper for the public safety and welfare. If, at any time, the association, after reasonable notice given to it in writing, shall fail to observe or execute the rules and regulations hereinabove provided for relative to the placing of poles and wires, the insulation of wires and apparatus carrying electric current, and the repair of all poles and appliances, the Board of Supervisors of the County of Kauai, after giving the association reasonable notice thereof in writing of its intention so to do, may proceed to enforce such rules regulating the placing of poles and wires, the insulation of wires and apparatus carrying electric current, the excavation of conduits, and the maintenance in good repair of all poles, wires and apparatus, and make such repairs as may be necessary to enforce such rules, and the actual cost thereof may be recovered from the association by the County of Kauai.

SECTION 3. Poles not to interfere with streets. That all poles, lines, wires, cables, lamps, lamp posts, conductors, conduits and

other apparatus constructed, maintained, or operated under, along, upon or over the streets, sidewalks, roads, squares, bridges, alleys and lanes in said Hanapepe, shall be so constructed and maintained and operated by the association as not to interfere unnecessarily with the use of such streets, sidewalks, roads, squares, bridges, alleys and lanes by the public.

SECTION 4. Plant subject to inspection. That the entire plant, corporation books and accounts of the association shall at all times be subject to the inspection of the public utilities commission of the Territory of Hawaii and the Treasurer of the County of Kauai.

SECTION 5. Meters, charges, reasonableness, how determined. That the association shall have the right to maintain, operate, and use electric meters or other means of measuring electric light, power, or current supply from time to time and to locate the same at such places as may be deemed necessary for determining the current supplied or to be supplied by the association. That the association shall have the right to charge, receive and collect from all consumers of electricity such reasonable prices as may, from time to time, be fixed and determined by the association, but such charge shall not at any time exceed such rate or rates as may be fixed from time to time by the public utilities commission of the Territory of Hawaii; provided, however, that the association shall have the right to charge, receive and collect, from each consumer of electricity, a minimum rate which shall be established by the public utilities commission without regard to the amount of power consumed; and provided, further, that should electricity be required of said association by the Territory of Hawaii, or the County of Kauai, or any successor of either, or of any political subdivision thereof, for public purposes, said association shall charge therefor such rates as shall be fixed by the public utilities commission; and provided, further, that this franchise and the association holding the same shall be subject, as to reasonableness of rates, prices, charges, and in all other respects, to the provisions of Chapter 132 of the Revised Laws of Hawaii 1925, creating a public utilities commission in said Territory; reserving, however, to said association the right to appeal to the Supreme Court of Hawaii from every order of said commission as provided in said chapter.

SECTON 6. Extensions of lines and charges for making connections. The public utilities commission of the Territory of Hawaii is hereby granted the power to order said association, its

successors or assigns, to make extensions of its service lines whenever it shall be made to appear that said extension is a public necessity and that the total plant of said association, including such extension or extensions, can be made to earn a reasonable profit on the cost and maintenance of same; provided that all orders of the public utilities commission herein provided for shall be subject to review by the courts of the Territory as provided by law.

SECTION 7. Charges for making connections. That the association shall have the right to charge consumers or applicants for the use of electricity for one-half of the cost and expense of making connections between the nearest line of supply and the premises where the electricity is to be used, such cost and expense to include the price of all wires, poles, insulators and other materials and labor necessary to be used in making such connections, the reasonableness of such charges upon the application of any party in interest to be subject to the approval of the public utilities commission; provided, however, that the association shall not be required to make, construct and maintain said connections as aforesaid for supplying light or power, unless the applicant or applicants for such light and power, if required, shall deposit in advance, with the association, a sum of money sufficient to pay one-half of the cost and expenses of making and constructing such connections and for current for a period of one month in advance.

That the association shall not be required to extend, construct or maintain its main lines beyond a distance of three hundred feet, unless there be an applicant for each three hundred feet of extension, or fraction thereof, and unless such applicant shall, in addition to the other requirements in this Act provided, agree to take, install and maintain five forty-watt lamps of one-horse power of power apparatus for not less than one year.

SECTION 8. Rights to acquire property, limits to. That the said association shall have the right to acquire, hold or take over, either by purchase or lease, property, both real, personal or mixed, and such other property as may be deemed necessary or essential for the proper conduct of its business, but said association shall not have the power or right to purchase the franchise and/or property of any other company of like nature, except with the approval of the public utilities commission.

SECTION 9. Power to borrow money and bonds. That the said association, whenever from time to time it shall be deemed expedient in the furtherance of the objects of the association, shall

have the power to borrow money and secure the payment thereof, with interest agreed upon, by mortgage of all or any part of its property and the franchise and privilege granted and obtained by virtue of this Act; or, if it be deemed advisable, bonds may be issued, secured by deed of trust of such property as aforesaid, not to exceed sixty per centum of the actual value thereof, together with all future acquired property, as well as the income and receipts of the property from whatever sources derived, and in such form and under such terms as said association may deem advisable; provided, that nothing in this section contained shall operate to prevent said association from obtaining the usual business credits or making promissory notes without security; and provided further, that the association shall not issue stock in excess of the amount paid to it in cash, or shall issue bonds at less than ninety per centum of their par value; and the entire proceeds of its stock and bonds shall be applied to capital expenditures. No member of the association, or any assignee or successor of the same, and no stockholder or officer thereof shall become interested, directly or indirectly, in any contract made by the association, its assignees or successors, in the construction of any part of the works.

SECTION 10. Franchise not exclusive. That it is hereby expressly provided that nothing herein contained shall be construed to grant to the association an exclusive right to furnish, sell or supply electric current for light and power, and said association and the franchise, rights and privileges granted hereby shall be subject in all respects to such laws establishing a public utilities commission or any amendments thereof, and such other laws of a general nature as may be applicable from time to time to electric light and power plants or the companies operating them in the Territory of Hawaii, or the County of Kauai, or its successor.

SECTION 11. Forfeiture of franchise. That if said associatoin, its representatives, successors and assigns, shall fail or refuse to do or perform or comply with any of the provisions of this Act or of the laws of the Territory of Hawaii, and continues to refuse or fail to perform or comply therewith after reasonable notice given by the public utilities commission of the Territory of Hawaii to comply therewith, said public utilities commission may, with the consent of the Governor, and of the Attorney General cause proceedings to be instituted before any appropriate tribunal to have the franchise hereby granted and all rights and privileges accruing hereunder forfeited and declared null and void. And in case of a forfeiture of this franchise, the Territory of Hawaii and

County of Kauai, or any political subdivision thereof, shall have the right to purchase all the property of the association within the said Hanapepe, at the value thereof, such value to be determined as hereinafter provided; provided, that notice of such desire and intention to purchase is given to the association by the Territory of Hawaii, or the County of Kauai, or any political subdivision thereof within sixty days after the forfeiture of this franchise.

SECTION 12. Rules to enforce rates. That the association shall have the right to enforce rates by discontinuing or cutting off the supply of electricity to any consumer who shall refuse to pay the amount due for electricity supplied by said association within such reasonable time as said association may, by general rules, fix for the payment of amounts due, and such discontinuance of service or supply of electricity shall not be a bar to or prejudice the rights of the association in any remedy or remedies now or which may hereafter be authorized by law for the recovery and collection of the amount due.

SECTION 13. Annual statement, payment to government. That the association shall, within one month after the expiration of each calendar year, file with the Treasurer of the County of Kauai, a detailed statement showing all of its receipts and expenditures during the preceding calendar year, and shall, at the time, pay to the Treasurer of the said County of Kauai, for and on behalf of said County, two and one-half per centum of the gross receipts of the association from all electric light or power furnished to consumers during the preceding year; and all its books, papers, records and accounts shall at all reasonable times be open to inspection by the Treasurer of said County, and his respective agents appointed for such purpose.

SECTION 14. Exemption from taxation. That all property of every kind and nature, forming or used as part of such electric system, including this franchise, shall be exempt, except as provided in Section 13, from any and all taxes under the Territory of Hawaii until the expiration of five years from and after the date of approval of this Act by the Congress of the United States.

SECTION 15. Time of commencing work. That the rights hereafter granted shall cease and determine if operations hereunder are not commenced by beginning the construction of buildings or other works for manufacturing, transmitting or supplying electric current for light and power, or by placing poles and

wiring the same, or constructing conduits and laying wires therein, in any of the streets, roads or other places in said district, for the purpose of conducting electric current for light and power, within two years from and after the date of the approval of this Act by the Congress of the United States; and also if sufficient works are not completed and in operation to supply electric current for light and power, or if electric current for light and power be not supplied within two years after such commencement.

SECTION 16. Amendment and repeal of franchise. This franchise may, at any time, be amended or repealed by the Congress of the United States, or by the Legislature of the Territory of Hawaii, with the approval of the Congress of the United States.

SECTION 17. Issue and sale of stock. The association may, with the approval of and under the rules and regulations prescribed by the commission, increase its capital stock for capital expenditures by the issuance and sale of new common stock at a price not less than par; provided, however, that bonds or notes, the proceeds of which have been used for capital expenditures may be redeemed by capital stock of the association, as approved by the commission, at par to the amount of the proceeds received by the association from the sale of such bonds or notes.

SECTION 18. Purchase of all property of association. That the Territory of Hawaii, the County of Kauai, or any political subdivision thereof may, at any time after the expiration of twenty years from the date of the passage of this Act by the Congress of the United States, and upon six months' notice to the association in writing, given pursuant to proper authority, when so authorized by the Legislature of the Territory of Hawaii, acquire by purchase all of the property of the association, subject to the then existing charges thereon.

The amount to be paid to the association for such purpose shall be determined by the public utilities commission; but such amount shall in no case exceed the actual cost or the actual value of the tangible property or the actual cost of reproducing or replacing it, less depreciation and less the charges thereon. The value of the franchise or good will, or any other intangible element shall not be considered in determining the amount to be paid.

Either the association or the purchaser may appeal to the Supreme Court of Hawaii from the decision of such commission by filing a written notice of appeal with the commission within five days after the decision is rendered. It shall thereupon be the duty of the commission immediately to certify up to the Supreme

Court the record of its proceedings, showing in such certificate the valuation claimed by the purchaser, and the valuation as determined by the commission. Such certificate shall be accompanied by copies of all papers, documents and evidence, and transcript of testimony upon which the decision of the commission was based, and a copy of such decision. Upon any such appeal, the Supreme Court may, in its behalf, take or require or permit further evidence to be introduced by either party.

Within six months after the determination of the purchase price as aforesaid, the same shall be paid to the association, and thereupon the franchise granted hereby shall cease and determine, and all the property of said association shall become the property of such purchaser without any further conveyance; but said association shall make all such further conveyances as may be desired by the purchaser and approved by said commission or said court on appeal.

SECTION 19. Power of Commission. The commission is hereby vested with power and jurisdiction by order to regulate, fix and change all rates, charges, classifications, rules and practices made, charged or observed by the company or association, the manner in which all property of the association is operated with reference to the safety or accommodation of the public, its form and method of keeping accounts, books and records, and its accounting sysem, the return upon its property, the incurring of indebtedness and the disposition of its proceeds and income, and to regulate all of its financial transactions, its business relations with other persons, companies, or corporations, its compliance with all applicable territorial and federal laws and with the provisions of its franchise and articles of association, its classifications, rules. regulations, practices and service and all matters of every nature affecting the relations and transactions between it and the public and persons or corporations, and to do all things whether herein specifically designated or in addition thereto which are necessary and in the exercise of such power and jurisdiction, all of which as so ordered, regulated, fixed and changed shall be just and reasonable and such as shall provide a fair return on the property of the association actually used for public utility purposes, and such orders may be made after a hearing upon its own motion or upon complaint.

This section shall not be held or construed to be a limitation upon any power of the public utilities commission of the Territory of Hawaii under Chapter 132 of the Revised Laws of Hawaii 1925, creating a public utilities commission or any amend-

ments thereto or any laws relating to public utilities within the Territory of Hawaii.

SECTION 20. This Act shall take effect and be law from and after the date of its approval by the Governor of the Territory of Hawaii, subject, however, to the approval of the Congress of the United States, such approval of Congress to be secured within four years from the date of such approval by the Governor.

Approved this 26th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 25

[S. B. No. 4]

AN ACT TO AUTHORIZE AND PROVIDE FOR THE MANUFACTURE, MAINTENANCE, DISTRIBUTION AND SUPPLY OF ELECTRIC CURRENT FOR LIGHT AND POWER WITHIN WAIMEA AND KEKAHA, IN THE DISTRICT OF WAIMEA, ON THE ISLAND AND IN THE COUNTY OF KAUAI, TERRITORY OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Franchise. The Waimea Garage and Electric Company, Limited, an Hawaiian corporation, of Waimea, County of Kauai, Territory of Hawaii, its associates, successors and assigns, (it or they being hereinafter referred to as "the association"), are hereby granted the right, authority and privilege to manufacture, sell, furnish and supply electric light, electric current, or electric power, in Waimea and Kekaha, in the District of Waimea, on the Island of Kauai, Territory of Hawaii, for lighting the streets, roads, public and private buildings, or for motive power, or for any other purpose which the association may deem advisable, and from time to time for the term of fifty years, for the purposes herein mentioned, to construct, maintain and operate suitable poles, lines, wires, cables, lamps, lamp posts, conductors, conduits, and such other appliances and appurtenances as may from time to time be necessary for the transmission, distribution, or supply of electricity to consumers thereof, under, along, upon and over the streets, sidewalks, roads, squares,

bridges, alleys and lanes in said Waimea and Kekaha, in said District of Waimea, and to connect the said wires, lines and conductors with any manufactory, private or public buildings, lamps, lamp posts, or other structure or object and the place or source of supply.

SECTION 2. Rules and regulations. That the Board of Supervisors of the County of Kauai is hereby authorized to make and from time to time change, amend, or add to reasonable rules regulating the placing of poles and wires, the insulation of wires and apparatus carrying electric current, the excavation of conduits, and the maintenance in good repair of all poles, wires, and apparatus, and generally concerning the manufacture and supply of electricity which may be necessary or proper for the public safety and welfare. If, at any time, the association, after reasonable notice given to it in writing, shall fail to observe or execute the rules and regulations hereinabove provided for relative to the placing of poles and wires, the insulation of wires and apparatus carrying electric current, and the repair of all poles and appliances, the board of supervisors of the County of Kauai, after giving the association reasonable notice thereof in writing of its intention so to do, may proceed to enforce such rules regulating the placing of poles and wires, the insulation of wires and apparatus carrying electric current, the excavation of conduits, and the maintenance in good repair of all poles, wires and apparatus and make such repairs as may be necessary to enforce such rules, and the actual cost thereof may be recovered from the association by the County of Kauai.

SECTION 3. Poles not to interfere with streets. That all poles, lines, wires, cables, lamps, lamp posts, conductors, conduits, and other apparatus constructed, maintained, or operated under, along, upon or over the streets, sidewalks, roads, squares, bridges, alleys and lanes in said Waimea and Kekaha, in said District of Waimea, shall be so constructed, and maintained and operated by the association as not to interfere unnecessarily with the use of such streets, sidewalks, roads, squares, bridges, alleys and lanes by the public.

SECTION 4. Plant subject to inspection. That the entire plant, corporation books and accounts of the associaiton shall at all times be subject to the inspection of the public utilities commission of the Territory of Hawaii and the treasurer of the County of Kauai.

SECTION 5. Meters, charges, reasonableness how determined. That the association shall have the right to maintain, operate,

and use electric meters or other means of measuring electric light, power, or current supply from time to time and to locate the same at such places as may be deemed necessary for determining the current supplied or to be supplied by the association. That the association shall have the right to charge, receive and collect from all consumers of electricity such reasonable prices as may, from time to time, be fixed and determined by the association, but such charge shall not at any time exceed such rate or rates as may be fixed from time to time by the public utilities commission of the Territory of Hawaii; provided, however, that the association shall have the right to charge, receive and collect, from each consumer of electricity, a minimum rate which shall be established by the public utilities commission without regard to the amount of power consumed; and provided, further, that should electricity be required of said association by the Territory of Hawaii, or the County of Kauai, or any successor of either, or of any political subdivision thereof, for public purposes, said association shall charge therefor such rates as shall be fixed by the public utilities commission; and provided, further, that this franchise and the association holding the same shall be subject, as to reasonableness of rates, prices, charges, and in all other respects, to the provisions of chapter one hundred and thirty-two of the Revised Laws of Hawaii, nineteen hundred and twenty-five, creating a public utilities commission in said territory; reserving, however, to said association the right to appeal to the supreme court of Hawaii from every order of said commission as provided in said chapter.

SECTION 6. Extensions of lines. The public utilities commission of the Territory of Hawaii is hereby granted the power to order said association, its successors or assigns, to make extensions of its service lines whenever it shall be made to appear that said extension is a public necessity and that the total plant of said association, including such extension or extensions, can be made to earn a reasonable profit on the cost and maintenance of same; provided, that all orders of the public utilities commission herein provided for shall be subject to review by the courts of the Territory as provided by law.

SECTION 7. Charges for making connections. That the association shall have the right to charge consumers or applicants for the use of electricity for one-half of the cost and expense of making connections between the nearest line of supply and the premises where the electricity is to be used, such cost and expense to include the price of all wires, poles, insulators and other materials and labor necessary to be used in making such connections, the reasonableness of said charges upon the application of any

party in interest to be subject to the approval of the public utilities commission; provided, however, that the association shall not be required to make, construct or maintain said connections as aforesaid for supplying light or power, unless the applicant or applicants for such light and power, if required, shall deposit in advance, with the association, a sum of money sufficient to pay one-half of the cost and expenses of making and constructing such connections and for current for a period of one month in advance.

SECTION 8. Rights to acquire property, limits to. That the said association shall have the right to acquire, hold or take over, either by purchase or lease, property, both real, personal or mixed, and such other property as may be deemed necessary or incidental for the proper conduct of its business, but said association shall not have the power or right to purchase the franchise and/or property of any other company of like nature, except with the approval of the public utilities commission.

SECTION 9. Power to borrow money and bonds. That the said association, whenever from time to time it shall be deemed expedient in the furtherance of the objects of the association, shall have the power to borrow money and secure the payment thereof, with interest agreed upon, by mortgage of all or any part of its property, and the franchise and privilege granted or obtained by virtue of this Act; or, if it be deemed advisable, bonds may be issued, secured by deed of trust of such property as aforesaid, not to exceed sixty per centum of the actual value thereof, together with all future acquired property, as well as the income and receipts of the property from whatever sources derived, and in such form and under such terms as said association may deem advisable; provided, that nothing in this section contained shall operate to prevent said association from obtaining the usual business credits or making promissory notes without security; and provided further, that the association shall not issue stock in excess of the amount paid to it in cash, nor shall issue bonds at less than ninety per centum of their par value; and the entire proceeds of its stock and bonds shall be applied to capital expenditures. No member of the association, or any assignee or successor of the same, and no stockholder or officer thereof shall become interested, directly or indirectly, in any contract made by the association, its assignees or successors, in the construction of any part of the works.

SECTION 10. Franchise not exclusive. That it is hereby expressly provided that nothing herein contained shall be construed

to grant to the association an exclusive right to furnish, sell or supply electric current for light and power, and said association and the franchise, rights and privileges granted hereby shall be subject in all respects to such law establishing a public utilities commission or any amendments thereof, and such other laws of a general nature as may be applicable from time to time to electric light and power plants or the companies operating them in the Territory of Hawaii, or the County of Kauai, or its successors.

SECTION 11. Forfeiture of franchise. That if said association, its representatives, successors and assigns, shall fail or refuse to do or perform or comply with any of the provisions of this Act or the laws of the Territory of Hawaii, and continue to refuse or fail to perform or comply therewith after reasonable notice given by the public utilities commission of the Territory of Hawaii to comply therewith, said public utilities commission may, with the consent of the Governor and of the Attorney General, cause proceedings to be instituted before any appropriate tribunal to have the franchise hereby granted and all rights and privileges accruing hereunder forfeited and declared null and void. And in case of a forfeiture of this franchise, the Territory of Hawaii and County of Kauai, or any political subdivision thereof, shall have the right to purchase all the property of the association within the said Waimea and Kekaha, in said District of Waimea, at the value thereof, such value to be determined as hereinafter provided; provided, that notice of such desire and intention to purchase is given to the association by the Territory of Hawaii, or the County of Kauai, or any political subdivision thereof, within sixty days after the forfeiture of this franchise.

SECTION 12. Rules to enforce rates. That the association shall have the right to discontinue or cut off the supply of electricity to any consumer who shall refuse to pay the amount due for electricity supplied by said association within such reasonable time as said association may, by general rules, fix for the payment of amounts due, and such discontinuance of service or supply of electricity shall not be a bar to or prejudice the rights of the association in any remedy or remedies now or which may hereafter be authorized by law for the recovery and collection of the amount due.

SECTION 13. Annual statement, payment to government. That the association shall, within one month after the expiration of each calendar year, file with the treasurer of the County of Kauai, a detailed statement showing all of its receipts and expenditures during the preceding calendar year, and shall, at the

time, pay to the treasurer of the said County of Kauai, for and on behalf of said county, two and one-half per centum of the gross receipts of the association from all electric light or power furnished to consumers during the preceding year; and all its books, papers, records and accounts shall at all reasonable times be open to inspection by the treasurer of said county, and his respective agents appointed for such purpose.

SECTION 14. Issue and sale of stock. The association may, with the approval of and under the rules and regulations prescribed by the commission, increase its capital stock for capital expenditures by the issuance and sale of new common stock at a price not less than par; provided, however, that bonds or notes the proceeds of which have been used for capital expenditures may be redeemed by capital stock of the association, as approved by the commission, at par to the amount of the proceeds received by the association from the sale of such bonds or notes.

SECTION 15. Amendment and repeal of franchise. This franchise may, at any time, be amended or repealed by the Congress of the United States, or by the legislature of the Territory of Hawaii, with the approval of the Congress of the United States.

SECTION 16. Purchase of all property of association. That the Territory of Hawaii, the County of Kauai, or any political subdivision thereof may, at any time after the passage of this Act by the Congress of the United States, and upon six months' notice in writing to the association, given pursuant to proper authority, when so authorized by the legislature of the Territory of Hawaii, acquire by purchase all of the property of the association, subject to the then existing charges thereon.

The amount to be paid to the association for such purchase shall be determined by the public utilities commission; but such amount shall in no case exceed the actual cost or the actual value of the tangible property or the actual cost of reproducing or replacing it, less depreciation and less the charges thereon. The value of the franchise or good will, or any other intangible element shall not be considered in determining the amount to be paid.

Either the association or the purchaser may appeal to the supreme court of Hawaii from the decision of such commission by filing a written notice of appeal with the commission within five days after the decision is rendered. It shall thereupon be the duty of the commission immediately to certify up to the supreme court the record of its proceedings, showing in such certificate the valuation claimed by the purchaser, and the valuation as determined by the commission. Such certificate shall be accom-

panied by copies of all papers, documents and evidence, and transcript of testimony upon which the decision of the commission was based, and a copy of such decision. Upon any such appeal, the supreme court may, in its behalf, take or require or permit further evidence to be introduced by either party.

Within six months after the determination of the purchase price as aforesaid, the same shall be paid to the association, and thereupon the franchise granted hereby shall cease and determine, and all the property of said association shall become the property of such purchaser without any further conveyance; but said association shall make all such further conveyances as may be desired by the purchaser and approved by said commission or said court on appeal.

SECTION 17. Power of Commission. The commission is hereby vested with power and jurisdiction by order to regulate, fix and change all rates, charges, classifications, rules and practices made, charged or observed by the company, the manner in which all property of the company is operated with reference to the safety or accommodation of the public, its form and method of keeping accounts, books and records, and its accounting system, the return upon its property, the incurring of indebtedness and the disposition of its proceeds and income, and to regulate all of its financial transactions, its business relations with other persons, companies, or corporations, its compliance with all applicable territorial and federal laws and with the provisions of its franchise and articles of association, its classifications, rules, regulations, practices and service and all matters of every nature affecting the relations and transactions between it and the public and persons or corporations, and to do all things whether herein specifically designated or in addition thereto which are necessary and in the exercise of such power and jurisdiction, all of which as so ordered, regulated, fixed and changed shall be just and reasonable, and such as shall provide a fair return on the property of the company actually used for public utility purposes, and such orders may be made after a hearing upon its own motion or upon complaint.

This section shall not be held or construed to be a limitation upon any power of the public utilities commission of the Territory of Hawaii under Chapter 132 of the Revised Laws of Hawaii 1925, creating a public utilities commission or any amendments thereto or any other laws relating to public utilities within the Territory of Hawaii.

SECTION 18. This Act shall take effect and be law from and after the date of its approval by the Governor of the Territory

of Hawaii, subject, however, to the approval of the Congress of the United States, such approval of Congress to be secured within four years from the date of such approval by the Governor.

Approved this 26th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 26

[S. B. No. 18]

AN ACT PROVIDING PENSIONS FOR SAMUEL K. KAEO AND HENRY K. HOLI, AND AUTHORIZING AND DIRECTING THE COUNTY OF KAUAI TO PAY THE SAME.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the County of Kauai is hereby authorized and directed to pay each month, beginning with the month of April, 1927, up to and including the month of June, 1929, to the persons hereinbelow named the sums set opposite their respective names, to-wit:

SAMUEL K. KAEO.....$100.00
HENRY K. HOLI.....$ 75.00

provided, however, that no beneficiary under this Act shall be permitted to draw the amount specified in the Act if said beneficiary is holding any salaried position of the Territory of Hawaii or any political subdivision thereof.

SECTION 2. This Act shall take effect upon its approval.

Approved this 29th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 27

[S. B. No. 19]

AN ACT PROVIDING PENSIONS FOR CERTAIN PERSONS HEREIN NAMED, AND AUTHORIZING AND DIRECTING THE COUNTY OF KAUAI TO PAY THE SAME.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the County of Kauai is hereby authorized and directed to pay each month, beginning with the month of July, 1927, up to and including the month of June, 1929, to the persons hereinbelow named, the sums set opposite their respective names, to-wit:

MRS. GEORGE KAUPIKO.....$25.00
MRS. WILLIAM E. WERNER.....$25.00

provided, however, that no beneficiary under this Act shall be permitted to draw the amount specified in the Act if said beneficiary is holding any salaried position of the Territory of Hawaii or any political subdivision thereof.

SECTION 2. This Act shall take effect upon its approval.

Approved this 29th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 28

[S. B. No. 32]

AN ACT AUTHORIZING AND DIRECTING THE CITY AND COUNTY OF HONOLULU TO PAY THE PENSION CLAIM OF JAMES B. MULHOLLAND.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to pay to James B. Mulholland the sum of one hundred fifty dollars ($150.00) each month beginning with the month of April, 1927, up to and including the month of June, 1929; provided, however, that the

beneficiary under this Act shall not be permitted to draw the amount specified in this Act if he is holding any salaried position with the Territory of Hawaii or any political subdivision thereof.

SECTION 2. Ths Act shall take effect upon its approval.

Approved this 29th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 29

[S. B. No. 84]

AN ACT to PROVIDE FOR THE EXPENSES OF THE ENTERTAINMENT AND TRANSPORTATION WHILE IN THE TERRITORY OF HAWAII OF THE SECRETARY OF THE INTERIOR AND THE NON-RESIDENT DELEGATES TO THE PAN-PACIFIC CONFERENCE ON EDUCATION, RECLAMATION AND RECREATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of fifteen thousand dollars ($15,000.00) or so much thereof as may be necessary, is hereby appropriated out of any moneys in the treasury of the Territory of Hawaii, not otherwise appropriated, for the payment of the expenses of entertainment and transportation while in the Territory of Hawaii, of the Secretary of the Interior and the non-resident delegates to the Pan-Pacific Conference on Education, Reclamation and Recreation, to be held in Honolulu during the month of April, 1927, and of the families of the delegates.

SECTION 2. The aforesaid sum, or so much thereof as may be necessary, shall be disbursed on warrants drawn by the auditor based upon vouchers approved by a commission of five members, to be known as the Pan-Pacific Conference Entertainment Commission, which shall be appointed by the governor, subject to the provisions of Section 80 of the Organic Act, within five days after this Act takes effect.

SECTION 3. This Act shall take effect upon its approval.

Approved this 29th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 30

[H. B. No. 121]

AN ACT TO AMEND SECTIONS 1733 AND 1735 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO MUNICIPAL GOVERNMENT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1733 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1733. Publication before final action. Every bill or resolution providing for any specific improvement, except as modified by sections 1851-1873, or involving the lease, appropriation or disposition of public property, or the exercise of the power of eminent domain, or the expenditure of public money, except sums less than five hundred dollars, and every ordinance providing for the imposition of a new duty or penalty, shall, after its introduction, be published in a daily newspaper with the ayes and noes once (Sundays and legal holidays excepted) before final action upon the same. If such bill or resolution be substantially amended, the bill or resolution as amended shall be advertised for a like period before final action thereon. But in cases of great necessity the officers and heads of departments may, with the consent of the mayor, expend such sums of money, not to exceed four hundred ninety-nine dollars, as shall be necessary to meet the requirements of such necessity. Nothing herein shall prevent adoption of a revision or revisions of the city and county ordinances by a bill incorporating such revision by reference."

SECTION 2. Section 1735 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1735. Publication of ordinance after approval. No ordinance shall take effect until after its publication, unless otherwise provided in such ordinance. Every ordinance shall be published once in a daily newspaper after its approval."

SECTION 3. This Act shall take effect upon its approval.

Approved this 29th day of March, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 31

[S. B. No. 50]

AN ACT TO EXTEND THE PROVISIONS OF ACT 261 OF THE SESSION LAWS OF HAWAII 1925, RELATING TO PENSIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The pensions established in Act 261 of the Session Laws of Hawaii 1925, are hereby indefinitely extended.

SECTION 2. The payment of said pensions is hereby transferred from the Treasurer of the Territory to the Board of Trustees of the Territorial Retirement System and is hereby incorporated within the provisions of Section 10 of Act 55 of the Session Laws of Hawaii 1925.

SECTION 3. This Act shall take effect upon July 1, 1927.

Approved this 2nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 32

[S. B. No. 57]

AN ACT TO AMEND SECTION 2179 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO THE DISPOSITION OF FRANCHISE FEES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2179 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2179. Franchise fees; disposition of. All moneys received by any county or city and county from any public utility corporation under the provisions of the franchise granted to such corporation shall be kept in the fund known as 'road fund' and expended on the construction, maintenance and repairs of public roads and highways of the county or city and county in which the same are received."

SECTION 2. The auditors and treasurers of the several counties and city and county are hereby authorized and required to transfer to the road fund of each respective county or city and county, within thirty days after the approval of this Act, all balances in the utility road tax fund.

SECTION 3. This Act shall take effect upon its approval.

Approved this 2nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 33

[S. B. No. 65]

AN ACT TO REPEAL SECTION 1 OF ACT 180 OF THE SESSION LAWS OF 1925, AND TO AMEND SECTION 1309 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACT 180 OF THE SESSION LAWS OF 1925, RELATING TO TAXATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1 of Act 180 of the Session Laws of 1925 is hereby repealed.

SECTION 2. Section 1309 of the Revised Laws of Hawaii 1925, as amended by Act 180 of the Session Laws of 1925, is hereby amended so as to read as follows:

"Section 1309. Disposition of taxes so collected. All taxes collected under the provisions of sections 1306, 1307 and 1308 shall be kept in a fund to be known as 'road fund' and expended on the construction, maintenance and repairs of public roads and highways of the county or city and county in which the same are collected."

SECTION 3. This Act shall take effect May 1, 1927.

Approved this 2nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 34

[H. B. No. 320]

AN ACT CREATING A COMMISSION TO MAKE RECOMMENDATIONS AS TO THE CELEBRATION OF THE TWO HUNDREDTH ANNIVERSARY OF THE BIRTH OF GEORGE WASHINGTON.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Governor of the Territory of Hawaii, by and with the advice and consent of the Senate, is hereby authorized and directed to appoint a Commission consisting of three members, the duties of which shall be to recommend to the Legislature of the Territory of Hawaii at its next regular session, the manner in which the Territory of Hawaii shall participate in the celebration of the two hundredth anniversary of the birth of George Washington.

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 2nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 35

[S. B. No. 33]

AN ACT APPROPRIATING THE SUM OF EIGHTY-THREE AND 35/100 DOLLARS ($83.35) FOR THE REIMBURSEMENT OF A MEMBER OF HAWAII NATIONAL GUARD FOR LOSSES DUE TO BEING CALLED INTO ACTIVE SERVICE ON KAUAI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated from the general revenue of the Territory the sum of eighty-three and 35/100 dollars ($83.35) to be paid the following named person in the amount set opposite his name for pecuniary losses sustained in his regular employment by reason of being called into active service by

order of the Governor during the Kauai riot during September, 1924:

MERVIN M. YOUNG $83.35

SECTION 2. The amount hereby appropriated shall be paid by the Treasurer of the Territory upon warrant based upon voucher approved by the adjutant general of Hawaii National Guard.

SECTION 3. This Act shall take effect upon its approval.

Approved this 4th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 36

[S. B. No. 53]

AN ACT TO PROVIDE FOR ADDITIONAL REVENUE FOR THE SAMUEL MAHELONA MEMORIAL HOSPITAL IN THE COUNTY OF KAUAI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the County of Kauai is hereby authorized and directed to set aside and appropriate for the year ending December 31, 1927, the sum of fifteen thousand dollars ($15,000.00) and annually thereafter, a sum to be determined by the Board of Supervisors, not, however, to exceed thirty thousand dollars ($30,000.00), for the maintenance and upkeep of the Samuel Mahelona Memorial Hospital, a tubercular hospital in the County of Kauai, and said Board may either appropriate said money out of the general fund or establish a special tax for such purpose, and for the year 1927, and every year thereafter, any provision of law to the contrary notwithstanding, may add to the amount to be raised by taxes for county purposes under subdivision 9 of Section 1315 of the Revised Laws of Hawaii 1925, the amount necessary to be raised to comply with the provisions hereof, and the Territorial Treasurer shall each year, including 1927, fix the tax rate accordingly; provided, however, that before December 15 in each year, the Board of Trustees of the Samuel Mahelona Memorial Hospital shall prepare

and submit to the said Board of Supervisors a budget of the estimated requirements for the following year and if such budget calls for a lesser amount from the County of Kauai than thirty thousand dollars ($30,000.00), the said Board of Supervisors shall appropriate or request such lesser amount.

SECTION 2. The Auditor of the County of Kauai is hereby authorized and directed to draw warrants upon the County Treasurer the first of each month for one-twelfth of said sum, in favor of said, the Samuel Mahelona Memorial Hospital.

SECTION 3. The said Board of Supervisors is hereby authorized and directed to include the said sum in the annual budget of the County.

SECTION 4. The Board of Trustees of said Memorial Hospital shall make a monthly report and an annual report to the Chairman and members of the Board of Supervisors showing in detail its expenditures.

SECTION 5. This Act shall take effect upon its approval.

Approved this 4th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 37

[S. B. No. 82]

AN ACT TO PROVIDE FOR THE EXEMPTION FROM TAXATION OF ALL REAL AND PERSONAL PROPERTY ACTUALLY AND SOLELY USED IN THE CULTIVATION AND PRODUCTION OF THE MACADAMIA NUT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. All property, both real and personal, actually and solely used in connection with the cultivation and production of the macadamia nut is hereby exempted from taxation for a period of five (5) years from January first, 1927.

SECTION 2. This Act shall take effect upon its approval.

Approved this 4th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 38

[S. B. No. 48]

AN ACT TO AMEND SECTION 1504 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO SALARIES AND FEES OF THE POLICE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1504 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1504. Salaries, fees. The high sheriff and deputy high sheriffs and the sheriffs of the various counties and city and county of Honolulu and their respective deputies and police officers, shall receive in full payment of their services such annual salaries or compensation as shall from time to time be prescribed by the legislature or by the various boards of supervisors of such counties or city and county.

"Provided, however, that the legally prescribed fees received in lieu of or from the sale and conveyance of property under execution or other writ or order issued from any court, to an amount not exceeding fifty dollars ($50.00) in lieu of or for any one such sale and conveyance, shall belong to the high sheriff or deputy high sheriff, or to the county sheriff or deputy county sheriff, or to the city and county sheriff or deputy city and county sheriff making such sale and conveyance, or receiving such fees in lieu of any one such sale and conveyance, the excess of such fees over said sum of fifty dollars ($50.00) if any, to be returned to the treasury of the Territory, or county, or city and county, as the case may be, as a government realization.

"Provided, further, that the legally prescribed fees for service of summons, subpoena, attachment, execution, or other civil process of court, as provided by Sections 2541 and 2542 of the Revised Laws of Hawaii 1925, shall belong to the high sheriff or deputy high sheriff, or to the county sheriff or deputy county sheriff, or to the city and county sheriff or deputy city and county sheriff, or to the police officer making such service."

SECTION 2. This Act shall take effect upon its approval.

Approved this 5th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 39

[S. B. No. 95]

AN ACT TO AMEND SECTION 2418 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO PEREMPTORY CHALLENGES IN JURY TRIALS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2418 of the Revised Laws of Hawaii 1925, is hereby amended so as to read as follows:

"Section 2418. Challenging peremptorily. In addition to the challenges of jurors allowed in the preceding section, the Territory, in criminal cases, and the plaintiff and defendant in all trials by jury, civil or criminal, except as provided in the next following section, shall each be allowed to peremptorily challenge three jurors, without assigning any reason therefor, but where there are two or more parties on either side, each of them shall be allowed two challenges only in civil cases; provided, however, that in criminal cases, where there are two or more defendants jointly put on trial, each of the defendants shall be allowed two challenges only and the Territory shall be allowed one additional challenge for each additional defendant in excess of one defendant."

SECTION 2. This Act shall take effect upon its approval.

Approved this 6th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 40

[S. B. No. 87]

AN ACT TO AMEND SECTION 2 AND SECTION 9 OF ACT 150 OF THE SESSION LAWS OF 1925, RELATING TO THE CONSTRUCTION OF NEEDED SEWER AND WATER IMPROVEMENTS IN THE CITY AND COUNTY OF HONOLULU BY SPECIAL COMMISSION WITH FUNDS BY A BOND ISSUE AND AUTHORIZING AN INCREASE IN THE AMOUNT OF BONDS TO BE ISSUED.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2 of Act 150 of the Session Laws of 1925, is hereby amended to read as follows:

"Section 2. The treasurer of the City and County of Honolulu is hereby authorized and empowered to and shall, when and so directed by the commission hereinafter constituted, issue from time to time bonds of the City and County of Honolulu, with interest coupons attached thereto to an amount not to exceed six million dollars ($6,000,000.00), the proceeds thereof to be expended by said commission for the purposes of this Act, it being expressly provided that the term 'proceeds' as hereinbefore used shall include all premiums received on account of the sale of said bonds whether already in hand or hereafter realized, any provision of law to the contrary notwithstanding. The principal and interest of said bonds shall be payable in gold coin of the United States of America or its equivalent, at its present standard of weight and fineness, in the manner, upon the terms and for the purposes of this Act stated; and in addition to the provisions hereof, the issuance thereof shall be governed by the provisions of an Act of Congress approved April 30, 1900, entitled: 'An Act to provide a government for the Territory of Hawaii', and any amendments thereto in effect at the time said bonds are issued. No bonds shall be issued until after the issuance thereof shall have first been approved by the President of the United States. Such approval on the part of the President of the United States shall be conclusive proof that all requirements of law have been duly complied with, and that said bonds are, in all respects, valid and incontestable."

SECTION 2. Section 9 of Act 150 of the Session Laws of 1925, is hereby amended to read as follows:

"Section 9. The commission shall have exclusive charge and control of the expenditures of the special fund created by this Act and such expenditures shall be for the purpose of carrying out such conservation measures, investigations and water development in the district of Honolulu as the commission may deem necessary and for the construction of as much of the basic water and sewer system as the funds will permit; provided, that said commission may expend such portion of said fund as it may in its discretion determine, by contract with or through the board of supervisors of the City and County of Honolulu."

SECTION 3. This Act shall take effect upon its approval.

Approved this 7th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 41

[S. B. No. 88]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS AND AUDITOR OF THE CITY AND COUNTY OF HONOLULU TO PAY THE CLAIM OF J. R. SOUZA FOR SERVICES RENDERED THE SAID CITY AND COUNTY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to make appropriation from the general fund of the said City and County of Honolulu, and is hereby authorized and directed to pay the sum of One Hundred Seventy-five Dollars ($175.00) to J. R. Souza, for services rendered the said City and County of Honolulu.

Upon the making of said appropriation, the Auditor of the said City and County is hereby authorized and directed to draw a warrant upon the Treasurer of the said City and County for the said sum of One Hundred Seventy-five Dollars ($175.00).

SECTION 2. That upon said payment, the said J. R. Souza shall be required to release the City and County of Honolulu from all claims in respect to his employment.

SECTION 3. This Act shall take effect upon its approval.

Approved this 7th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 42

[S. B. No. 89]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS AND AUDITOR OF THE CITY AND COUNTY OF HONOLULU TO PAY THE CLAIMS OF LOUIS S. CAIN, B. B. MONTGOMERY AND JAMES A. GOO FOR SERVICES RENDERED THE SAID CITY AND COUNTY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to make appro-

priations from the general fund of the said City and County of Honolulu, and is hereby authorized and directed to pay the amounts set opposite the names of the respective employees for services rendered, to-wit:

Louis S. Cain	$1,062.50
B. B. Montgomery	1,000.00
James A. Goo	660.00

Upon the making of such appropriations, the Auditor of the City and County of Honolulu is hereby authorized and directed to draw warrants upon the Treasurer of the City and County of Honolulu for the amounts herein set forth in favor of the claimants.

SECTION 2. Upon said payment, the said Louis S. Cain, B. B. Montgomery and James A. Goo shall be required to release the City and County of Honolulu from all claims in respect of their employment.

SECTION 3. This Act shall take effect upon its approval.

Approved this 7th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 43

[S. B. No. 90]

AN ACT AUTHORIZING THE CITY AND COUNTY OF HONOLULU TO PAY CLAIMS INCURRED PRIOR TO JANUARY 1, 1927, OUT OF THE SEVERAL FUNDS CHARGEABLE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized, empowered and directed to pay out of any moneys in the several funds of the said City and County of Honolulu, to which the claims are chargeable, all such claims as were incurred prior to January 1, 1927, for supplies furnished and for labor and services rendered and performed for and on behalf of the said City and County of Honolulu as may be found

proper and duly approved by the said Board of Supervisors; provided, however, that the aggregate sum shall not exceed Forty-three Thousand Dollars ($43,000.00).

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 7th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 44

[H. B. No. 86]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF HONOLULU TO ACQUIRE CERTAIN LAND IN THE KALIHI DISTRICT TO BE USED FOR SCHOOL AND PARK SITES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to purchase land for a park site and establish a park in the Kalihi-kai section of the City and County of Honolulu, as soon as funds are available, and said Board is hereby authorized and empowered to enter into a right of purchase lease with the owners thereof for the leasing and purchase of 12.427 acres (541,334 square feet), comprising the Kamehameha School gardens at the corner of Kalihi Road and Fourth Street, Kapalama, Honolulu, as a site for a public park and junior high school; the final cost thereof to be apportioned between funds made available by the Board of Supervisors for park purposes and funds made available by the Legislature for the purchase of a school site, in such proportion as the land taken for school purposes bears to the land taken for a park site.

SECTION 2. This Act shall take effect upon its approval.

Approved this 7th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 45

[S. B. No. 28]

AN ACT PROVIDING A PENSION FOR WILLIAM HENNING OF MAKAWAO, MAUI (DISTRICT MAGISTRATE), AND AUTHORIZING AND DIRECTING THE COUNTY OF MAUI TO PAY THE SAME.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the County of Maui is hereby authorized and directed to pay to William Henning, each month, the sum of One Hundred Dollars ($100.00) beginning with the approval of this Act, up to and including the month of June, 1929.

SECTION 2. This Act shall take effect after its approval.

Approved this 8th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 46

[S. B. No. 59]

AN ACT TO AMEND SECTION 2173 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO REPORT BY COUNTY AND CITY AND COUNTY AUDITOR.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2173 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2173. Report by auditor. It shall be the duty of the Auditor of the City and County of Honolulu and of each of the counties of the Territory to prepare and submit to the Board of Supervisors, transmit to the Auditor of the Territory, and publish in a newspaper of general circulation in the county or city and county, immediately following the close of each year, a statement of income and expenditure by funds, showing the principal sources of revenue, the function or purpose for which expenditures were

made, together with a consolidated statement showing similar information for all funds; also a statement showing the balance in each fund at the beginning of the year, plus the receipts minus the disbursement, and the balance on hand at the close of the year after deducting outstanding warrants and vouchers.

He may publish totals of expenses made by administrative departments for administration and executive purposes."

SECTION 2. This Act shall take effect upon its approval.

Approved this 8th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 47

[H. B. No. 192]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS AND AUDITOR OF THE CITY AND COUNTY OF HONOLULU TO PAY TO YOUNG BROTHERS, LIMITED, FOR SUBSIDY ON ACCOUNT OF USE OF FIRE BOAT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. That the board of supervisors of the City and County of Honolulu is hereby authorized and directed to make an appropriation in the sum of fifteen hundred dollars ($1,500.00) from the general fund of the City and County of Honolulu, and is authorized and directed to pay said sum of fifteen hundred dollars ($1,500.00) to said Young Brothers, Limited.

Upon the making of such appropriation, the auditor of the City and County of Honolulu is hereby authorized and directed to draw his warrant on the treasurer of the City and County of Honolulu for the sum of fifteen hundred dollars ($1,500.00) in favor of said Young Brothers, Limited.

SECTION 2. Upon said payment, the said Young Brothers, Limited, shall be required to release the City and County of Honolulu from all claims for subsidy in respect to the use of its fire boat for the period of from July 1st, 1925, to and including December 31st, 1925.

SECTION 3. This Act shall take effect upon its approval.

Approved this 8th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 48

[H. B. No. 223]

AN ACT APPROPRIATING THE SUM OF THREE HUNDRED SEVENTY-TWO AND 87/100 DOLLARS ($372.87) TO REIMBURSE ALEXANDER & BALDWIN, LIMITED, FOR WHARF TOLLS ILLEGALLY COLLECTED FROM IT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of three hundred seventy-two and 87/100 dollars ($372.87) is hereby appropriated out of the general revenues of the Territory for the purpose of reimbursing Alexander & Baldwin, Limited, for wharf tolls illegally collected from it by the Territory of Hawaii.

SECTION 2. The sum herein appropriated shall be paid by the Treasurer by warrant issued by the Auditor upon vouchers approved by the Board of Harbor Commissioners.

SECTION 3. This Act shall take effect upon its approval.

Approved this 8th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 49

[H. B. No. 256]

AN ACT TO AMEND SECTION 76 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO THE CLOSING OF THE GREAT REGISTER.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 76 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 76. Closing register; list of electors. At midnight immediately preceding the third Wednesday before each general election and fourth Wednesday before each special or primary election, the general county register shall be closed to registration

and remain closed until after such election, subject to change only as provided in Section 70. Immediately upon the closing of the general county register the clerk shall proceed to prepare a list of all electors in each precinct separately. Such list shall contain in alphabetical order the names of all electors so registered in each precinct, and the residence of each. At least three copies of such lists, when completed shall at least seven days before the date of any election, be transmitted by the clerk to the chairman of the inspectors of election of the appropriate precincts."

SECTION 2. This Act shall take effect upon its approval.

Approved this 8th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 50

[H. B. No. 361]

AN ACT FOR THE RELIEF OF MILEKA KAHELE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The treasurer of the Territory is hereby authorized and directed to withdraw and pay over to Mileka Kahele the principal sum of one hundred two and 60/100 dollars ($102.60) and the accrued interest thereon in the sum of nine and 25/100 dollars ($9.25) from the special account in the Bank of Bishop Savings Department known as "Treasurer, Territory of Hawaii, Trustee for Surplus from sales of land kuleanas for delinquent taxes, County of Kauai," said amounts being due to said Mileka Kahele as her share of the surplus from the tax sale on January 19th, 1924, of land theretofore assessed to "Unknown Heirs of Hoohuli," District of Hanalei, County of Kauai.

SECTION 2. This Act shall take effect upon its approval.

Approved this 8th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 51

[H. B. No. 295]

AN ACT TO AMEND THE LAST ITEM OF SECTION 1 OF ACT 173 OF THE SESSION LAWS OF 1923, RELATING TO HAUIKI HOMESTEAD ROAD, COUNTY OF KAUAI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The last item of Section 1 of Act 173 of the Session Laws of 1923 is hereby amended to read as follows:

"Hauiki Road. Beginning at its junction with Olohena Road and running toward Waipouli Road . . . . . $5,000.00"

SECTION 2. This Act shall take effect upon its approval.

Approved this 13th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 52

[S. B. No. 72]

AN ACT DIRECTING THE TRANSFER OF FUNDS BETWEEN CERTAIN ITEMS OF ACT 263 OF THE SESSION LAWS OF HAWAII 1925, FOR THE MILITARY DEPARTMENT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Auditor of the Territory is hereby authorized, empowered and directed to transfer the sum of two thousand dollars ($2,000.00) from the item "Armory, Lihue—$5,500.00" under the military department of Act 263 of the Session Laws of Hawaii 1925, in the following manner:

To the item for the military department "Other Personal Services" the sum of four hundred dollars ($400.00), and to the item for the military department "Other Current Expenses" the sum of one thousand six hundred dollars ($1,600.00); further amend

said item "Armory, Lihue—$5,500.00" so as to read: "For Acquisition of Property: Improvements to Rifle Range, Hilo—$1,500.00"; and amend all totals to conform.

SECTION 2. This Act shall take effect upon its approval.

Approved this 13th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 53

[S. B. No. 74]

AN ACT APPROPRIATING THE SUM OF NINETEEN THOUSAND FOUR HUNDRED FORTY-ONE AND NO/100 DOLLARS ($19,441.00) FOR THE REIMBURSEMENT OF CERTAIN FOREIGN LANGUAGE SCHOOLS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated from the general revenues of the Territory of Hawaii the sum of nineteen thousand four hundred forty-one and no/100 dollars ($19,441.00) to be paid to the following named foreign language schools in the amounts set opposite their respective names:

ISLAND OF HAWAII

Kealakekua Edu. Home	$ 148.00
Kukuihaele Japanese	148.00
Kaiwiki Japanese	62.00
Honokohau Japanese	105.00
Holualoa Japanese	312.00
Laupahoehoe Japanese	237.00
Paauhau Japanese	210.00
Waiakea-Uka Japanese	147.00
Kamuela Japanese	69.00
Pepeekeo Japanese	337.00
Waiakea Japanese	667.00
Honaunau Japanese	180.00
Hawi Japanese	267.00
Mt. View Japanese	203.00
Kapunapuna Japanese	43.00
Hilo Japanese	687.00

Honomu Japanese	163.00
Olaa Home School	7.00
Hilo Wah Mun Chinese	110.00
Hilo Jun Kwan Chinese	28.00
Nag Young Korean	25.00
Hilo Korean	56.00
Bo Young Korean	53.00

ISLAND OF MAUI

Keahua Japanese	203.00
Hana Gakuen	187.00
Puukolii Japanese	205.00
Hamakuapoko Japanese	219.00
Spreckelsville Japanese	320.00
Puunene Japanese	734.00
Kihei Japanese	91.00
Wailuku Girls' Home	85.00
Wailuku Japanese	103.00
Ulupalakua Japanese	47.00
Honolua Japanese	68.00
Lahaina Japanese	195.00
Lanai Japanese	44.00
Mahinahina Japanese	25.00
Paia Japanese	584.00
St. John's Chinese	25.00
Maui Korean	7.00
Paia Korean	7.00

ISLAND OF OAHU

Kahuku Japanese	248.00
Waianae Japanese	119.00
Pearl City Edu. Home	119.00
Waipahu Edu. Home	695.00
Luluku Japanese	194.00
Waianae Japanese Christian	5.00
Laie Japanese	101.00
Ewa Japanese	387.00
Kawailoa Japanese	266.00
Waipahu Japanese	488.00
Kakaako Japanese	874.00
Kaimuki Japanese	496.00
Waipahu Methodist	59.00
Waialua Edu. Home	502.00
Waimanalo Japanese	116.00
Japanese Christian Boys' Home	9.00
Waiahole Japanese	7.00

Kaaawa Japanese	105.00
Aiea Japanese	186.00
Waianae Edu. Home	203.00
Waiawa Japanese	23.00
Makiki Japanese	849.00
Waipio Japanese	12.00
Min Hon Chinese	67.00
Waipahu Wah Mun	87.00
St. Peter's Chinese	50.00
Jackson Chinese	216.00
Wah Mun Chinese	805.00
Mun Lun Chinese	1,851.00
Fort St. Chinese Mission	55.00
Neung Sung Korean	21.00
St. Luke's Korean	102.00
Tai Dong Korean	75.00
Kahuku Korean	9.00
Waialua Korean	60.00
Shin Hung Korean	151.00
Bai Young Korean	36.00

ISLAND OF KAUAI

Eleele Japanese	590.00
Kauai Japanese High	10.00
Kapaia Heiwa Gakuen	635.00
Hanazono Japanese	99.00
Waimea Japanese	320.00
Mana Japanese	55.00
Lihue Japanese	438.00
Kapaa Japanese	98.00
Koloa Gakuen	51.00
Huleia Japanese	84.00
Total	$19,441.00

SECTION 2. These respective amounts shall be paid by the Treasurer of the Territory upon warrants issued to said schools by the Auditor of the Territory of Hawaii.

SECTION 3. This Act shall take effect upon its approval.

Approved this 13th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 54

[S. B. No. 21]

AN ACT TO AMEND SECTIONS 582, PARAGRAPHS 4, 5, 10, 13 AND 17 OF SECTIONS 586, 598, 599, 600, 603 AND 604, AND TO REPEAL PARAGRAPH 14 OF SECTION 586, CHAPTER 47 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO AGRICULTURE AND FORESTRY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 582 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 582. Executive officer of the board. The powers and duties vested prior to April 25, 1903, in the commissioner of agriculture and forestry and thereafter transferred to and vested in the Superintendent of Public Works, are hereby transferred to and vested in the president of the board. The board may appoint with the approval of the Governor, an Executive Secretary, who shall assist the president as executive officer, and who shall do the routine and clerical work of said board, and who shall receive such compensation as shall, from time to time, be prescribed by the legislature. The board may appoint, remove and fix the compensation of such other officers and employees who may be appointed or employed to carry out the duties conferred upon the board by law."

SECTION 2. Paragraph 4 of Section 586 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"(4) Rules and Regulations. To make rules and regulations in conformity with this chapter, and to amend the same as occasion requires, subject to the approval of the Governor, for and concerning the introduction, transportation and propagation of trees, shrubs, herbs, and other plants, and the preservation, protection, extension and utilization of forest reserves, both natural and artificial; and for and concerning the quarantine, inspection, fumigation, disinfection, destruction or exclusion, either upon introduction into this Territory, or at any time or place within the Territory, of any nursery-stock, tree, shrub, herb, vine, cut-flower, cutting, graft, scion, bud, seed, leaf, root or rhizome; any nut, fruit or vegetable; any grain, cereal or legume in the natural or raw state; any moss, hay, straw, dry-grass or other forage; any unmanufactured log, limb or timber; or any other plant growth or plant product unprocessed or in the raw state; any sand, soil or earth; any live bird, reptile, insect or other animal,

in any stage of development, that is in addition to the so-called domestic animals, which are provided for in Section 608 of the Revised Laws of Hawaii; and any box, barrel, crate or other containers in which said articles, substances or objects have been transported or contained, and any packing material used in connection therewith, which is or may be diseased or infested with insects or likely to assist in the transmission or dissemination of any insect or plant disease injurious, harmful or detrimental, or likely to become injurious, harmful or detrimental to the agricultural or horticultural industries or the forests of the Territory of Hawaii, or which is or may be in itself injurious, harmful or detrimental to the same, (included therein may be rules and regulations governing the shipping of any of the articles, substances or objects enumerated above in this section between different localities on any one of the islands within the Territory); and also to prohibit the importation into the Territory, from any or all foreign countries, or from other parts of the United States, or the shipment from one island within the Territory to another island therein, or the transportation from one part or locality of any island to another part or locality of the same island, of any specific article, substance, or object or class of articles, substances or objects, amongst those enumerated above in this section, which is diseased or infested with insects or likely to assist in the transmission or dissemination of any insect or plant disease injurious, harmful or detrimental or likely to be injurious, harmful or detrimental to the agricultural or horticultural industries, or the forests of the Territory of Hawaii, or which is or may be in itself injurious, harmful or detrimental to the same.

"All rules and regulations made as aforesaid, when approved by the Governor and duly published, shall have the force and effect of law."

SECTION 3. Paragraph 5 of Section 586 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"5. Territorial Forester Department. To appoint a Superintendent of Forestry, to be known as the Territorial Forester, who shall have charge, direction and control (subject to the direction and control of the board) of all matters relating to forestry, mentioned in or coming within the scope of this chapter, and such other matters as the board may from time to time direct. Said Territorial Forester shall be a trained and educated forester, who shall have made the subject of forestry a special study, and if such a man is available, one who has had practical training and experience in connection with forestry in a tropical country."

SECTION 4. Paragraph 10 of Section 586 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"10. Cattle or Horses found on forest reserve; disposition. The agents of the board may, at any time, without notice to the owner or owners, remove any and all cattle or horses found on any such forest reserve and may hold and care for all such cattle or horses in some convenient place, at the expense of the owner or owners, subject to the lien for charges and expenses herein provided for. The owner or owners of such cattle or horses shall pay to the board the sum of five dollars ($5.00) per head for each animal so removed from such forest reserve, together with the pro rata proportion of the expenses incurred in so removing and caring for them, which amounts shall be and constitute a lien on such cattle or horses until the said charges and costs are paid. After such cattle or horses have been removed and held as aforesaid, the owner or owners shall be personally notified of this fact, if the owners be known, and shall be notified of the total amount of the charges and expenses to be paid for the release of such cattle or horses. The board shall also, in all cases, where the owner is unknown or cannot be found, cause a statement and notice to be published in a newspaper of general circulation published in the county or city and county in which such cattle or horses are held, which statement shall set forth the general description and the brand or brands of all such cattle or horses so removed and held, as aforesaid, and shall notify the owner or owners and the public generally that unless the charges and costs to be specified in said notice shall have been paid on or before the date therein specified, which date shall not be less than two weeks from the date of the last publication of such notice, the cattle or horses therein described will be sold at public auction for cash to the highest bidder for the purpose of satisfying the lien on the same for the costs and charges in said notice set forth. Said notice shall be published once a week for four consecutive weeks (five insertions). If the said charges and costs, together with such additional expenses that may have been incurred since the first publication of said notice, be not paid before the date stated in said notice, said cattle or horses shall, on that date be sold, as aforesaid and all charges and other expenses shall be satisfied out of the proceeds of such sale and the balance paid to the owner or owners of such cattle or horses. If no claim be made for any such balance within sixty days after the date of sale, the same shall be deposited in the treasury as a government realization and all private rights therein and thereto shall be thereafter forever barred."

SECTION 5. Paragraph 13 of Section 586 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"13. Entomological Department. To appoint an entomologist (who shall be ex-officio chief plant inspector) and who shall have charge, direction and control, subject to the direction and control of the board, over all matters relating to the quarantine, inspection, disinfection, fumigation, exclusion or destruction of all plants or plant products or other articles, substances, or objects which, on account of infestation or infection by insects, worms or bacterial or fungal diseases or in themselves might be injurious or likely to become injurious to trees, plants, or other vegetation of value mentioned in or coming within the scope of this chapter; and over all matters relating to the eradication of insects, worms or bacterial or fungal infections injurious or likely to become injurious to trees, plants or other vegetation of value; and over all matters relating to the introduction, propagation, distribution and acclimatization of beneficial insects and of such other matters as the board may from time to time specify. The said entomologist shall be professionally trained and educated and must have made the subject of entomology as related to agriculture a special study and if an entomologist who has had practical training and experience in a tropical country is available, he shall have preference over one without such practical training and experience.

"To appoint and commission one or more assistant entomologists and other employees as may be necessary for the proper carrying into effect of this chapter, and the same at its pleasure to remove, and to fix the compensation of said assistant entomologists and employees."

SECTION 6. Paragraph 17 of Section 586 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"17. Supervision of expenditure and records. To supervise and direct all officers and employees authorized by this chapter and the expenditure of all moneys appropriated for the purposes set forth in this chapter, and of the special fund provided for in this chapter. All receipts, expenditures and proceedings of the board shall be duly recorded in proper books of record and account, and moneys shall be paid out only on proper vouchers in accordance with law, and upon the approval of the president of the board."

SECTION 7. Section 598 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 598. Chief fire warden. The Territorial Forester shall be ex-officio chief fire warden. The chief fire warden shall have charge of all the fire wardens of the Territory, and shall aid and direct them in their duties."

SECTION 8. Section 599 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 599. District fire wardens. The board of commissioners of agriculture and forestry shall appoint in such number and localities as it deems wise, persons to act as district fire wardens. They shall promptly report to the chief fire warden all fires in their respective districts and take immediate and active steps towards their extinguishment, assist in apprehending offenders against section 601 or 602, and give all possible assistance to the chief fire warden."

SECTION 9. Section 600 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 600. Powers of fire wardens. All fire wardens shall have full authority and power to summon informally any or all able-bodied male persons, within their respective districts, between the ages of sixteen and fifty years, and to compel their attendance and assistance in extinguishing forest fires. They shall also have full authority and power to requisition informally any horses, wagons, automobiles, or other equipment belonging to any person or corporation, within their respective districts, deemed essential to combat such fires.

"Any such person so summoned who refuses or fails to attend and assist in combating a forest fire, and any such person or corporation, the equipment of whom or which has been requisitioned as above, and who or which fails or refuses to furnish such equipment, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than ten dollars nor more than one hundred dollars.

"The fire wardens shall have power to incur expense during any forest fire for the transportation and maintenance of forest fire fighters. They shall submit an account of such expense, with the necessary vouchers, to the board, through the chief fire warden, and if the same be approved, it shall be forwarded to the Territorial Auditor for payment."

SECTION 10. Section 603 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 603. Conditions of importation. The importation of any of the following articles, substances or objects, viz., any nursery-stock, tree, shrub, herb, vine, cut-flower, cutting, graft, scion, bud, seed, leaf, root or rhizome; any nut, fruit or vegetable; any grain, cereal, or legume in the natural or raw state; any moss, hay, straw, dry-grass or other forage; any unmanufactured log, limb or timber, or any other plant-growth or plant-product un-

processed or in the raw state; any sand, soil or earth; any live bird, reptile, insect or other animal in any stage of development (that is in addition to the so-called domestic animals, the quarantine of which is provided for in other sections); any box, barrel or crate or other container in which said articles, substances or objects have been transported or contained or any packing material used in connection therewith, into the Territory of Hawaii, shall be made and conducted in the manner and subject to the conditions hereinafter set forth, to-wit:—(1) Notification. Any person, firm or corporation which shall receive for transport, bring or cause to be brought to the Territory of Hawaii, as freight, express freight, baggage or otherwise, for the purpose of debarkation or entry therein, or as ship's stores, any of the articles, substances or objects above enumerated, shall, immediately upon the arrival thereof, notify the Chief Plant Inspector, or his assistant, in writing, of the arrival, giving the way-bill number, name and address of the consignor, name and address of the consignee or his responsible agent or attorney, marks, number of packages, description of contents of each package, port at which laden, and any other information that may be necessary to locate or identify the same, and shall hold such articles, substances or objects on the dock, pier, wharf, or other place where they are first received or discharged, in such a manner that they will not spread or likely to spread any infestation or infection of insects or diseases that may be present, until inspection and examination can be made by the Chief Plant Inspector or his assistant, to determine whether or not any such article, substance or object, or any portion thereof, is infested or infected with any insect or plant disease in any state of development that might be injurious, harmful or detrimental to the agricultural or horticultural industries or forests of the Territory of Hawaii.

"(2) Labels. Each and every case, box, package, crate, bale, or bundle containing nursery-stock, trees, shrubs, herbs, vines, cut-flowers, cuttings, grafts, scions, buds, seeds, leaves, roots or rhizomes; nuts, fruits or vegetables; grains, cereals or legumes in the natural or raw state; moss, hay, straw, dry-grass or other forage; or any other plant-growth or plant-product; bird or other animal; or log, or earth, or any other of the articles, substances or objects above enumerated, imported into the Territory of Hawaii, shall have plainly and legibly marked thereon, in a conspicuous manner and place, the name and address of the shipper, owner or owners, firm or corporation forwarding or shipping the same, the name or mark of the person, firm or corporation to which the same is forwarded or shipped or his responsible agent or attorney, the name of the country, state, or territory and locality therein where the product was grown or produced and a statement

of the contents of the package. Failure to comply with any or all of the provisions of this paragraph shall be held to be a violation of the Act, and the importer and carrier shall be liable to suffer the penalty for the violation of this section.

"(3) Authority to inspect. The Chief Inspector, or his assistant, is hereby authorized and empowered (1) to enter upon any ship, vessel or other carrier, at any time after its arrival within the boundaries of the Territory of Hawaii, whether off port, in the stream, or at the dock, pier, or wharf; (2) to enter into or upon any dock, pier or wharf, warehouse or depot, or any other place in the Territory of Hawaii, where any of the above-mentioned articles, substances or objects are taken or stored, for the purpose of ascertaining, by inspection and examination, whether or not any such article, substance or object which it is desired to import, or any portion thereof, is infested or infected with insects or disease in any stage of development that might be injurious or detrimental to the agricultural or horticultural industries or forests of the Territory of Hawaii.

"(4) Request for inspection. In addition to any requirements of the customs authorities concerning invoices or other formalities incident to importations into the Territory, the importer may be required to file a written statement with the board, signed by himself or his responsible agent or attorney, setting forth his desire to import certain of the articles, substances or objects above enumerated, into the Territory, and giving the following additional information:

The kind, quantity and description of same.
The locality where same were grown or produced.
The port from which same were last shipped.
The name of the shipper; and
The name of the consignee thereof.

"The said statement shall also contain a request that the Board by its duly authorized agent, officer or inspector, examine the articles, substances or objects described as aforesaid and an agreement to be responsible for all costs, charges or expense; also a waiver of all claims for damages incident to the inspection, or the fumigation, disinfection, quarantine or destruction of said articles, substances or objects, or any of them, as hereinafter provided for, if any such treatment is adjudged necessary. Failure or refusal to file such a statement, agreement and waiver upon request shall be held to be a violation of the Act and may, in the discretion of the Chief Plant Inspector, give sufficient cause for refusing to permit the entry of such articles, substances or objects into the Territory, when any or all of them are found infested or infected with insect or disease injurious or likely to be injurious, harmful

or detrimental to the agricultural or horticultural industries or the forests of the Territory of Hawaii.

"(5) Place of inspection. If, in the judgment of the Chief Plant Inspector or his assistant, it is deemed necessary or advisable to remove any of the articles, substances or objects above enumerated or any portion thereof, to a place more suitable for inspection and examination than the dock, pier, wharf or other place where they are first received or discharged, in order more adequately and fully to protect and safeguard the agricultural and horticultural industries or forests of the Territory of Hawaii from any infestation or infection of insects or diseases in any stage of development that is or may be present, authority therefor is hereby granted, and all costs and expense incident to the removal and transportation of such articles or any portion of them to such place shall be borne by the person, firm or corporation or its responsible agent or attorney owning or having charge thereof; provided, that the designation of such place shall be at the discretion of the board, and if the place is not designated by the board its approval must be secured in regard to the place selected before any such article, substance or object is removed.

"(6) Disinfection or quarantine. If, upon inspection, as provided for in the foregoing sections, any article, substance or object so received or brought to the Territory for the purpose of debarkation or entry therein is found to be infested or infected, or there is reasonable cause to presume that it is infested or infected with any insect or disease, in any stage of development, that would cause damage or injury, or may be presumed to be capable of causing damage or injury, or be detrimental to the agricultural or horticultural industries or the forests of the Territory of Hawaii, and such infestation or infection can, in the judgment of the Chief Plant Inspector or his assistant, be effectually and completely eradicated, a treatment shall be given the infested or infected article, substance or object, or any portion of it that may be infested or infected, such treatment to be at the expense of the owner or his agent or attorney, and the treatment shall be such as the Chief Plant Inspector, or his assistant, may deem necessary and adequate to effectually and completely eradicate whatever infestation or infection there is or it can be presumed there is present, and such article, substance or object shall be held in quarantine under the jurisdiction and charge of the Chief Plant Inspector or his assistant, at the expense of the owner or his responsible agent or attorney, at a satisfactory place approved by the board, for a sufficient length of time to determine that such eradication has been effectually and completely accomplished; provided, that if such infestation or infection of insect or disease is of such a nature or extent that it cannot be effectually and completely eradicated in

the manner described above, or if it proves to be something new to and not heretofore widely distributed or established in the Territory, or after treatment as prescribed it is ascertained or determined that the infestation or infection cannot thereby be effectually and completely eradicated, such article, substance or object, or any portion thereof, together with all packing and containers connected therewith, may, at the discretion of the Chief Plant Inspector or his assistant, be destroyed or sent out of the Territory at the expense of the owner or his responsible agent or attorney; provided further, that such destruction or exclusion, shall not be made the basis of a claim against the board or its agent, officer or inspector for damage or loss occasioned thereby.

"(7) Disposition. If, at the time of arrival, or at any time thereafter, should the said articles, substances or objects, or any portion of them be held for treatment or quarantine, the Chief Plant Inspector or his assistant shall be satisfied upon inspection and examination that the article, substance or object desired to be imported, is free from insect or disease that might cause damage or injury or be detrimental to the agricultural or horticultural industries or the forests of the Territory of Hawaii, he shall affix to the said article, substance or object or the container thereof or to the delivery order therefor, in a conspicuous manner and place, a tag, label or stamp which shall set forth the fact that such article, substance or object has been inspected and passed, the date of inspection and the name of the inspector who made such inspection and determination, and within the limits of the authority of the board there over, the same shall in effect be a permit to bring such article, substance or object into the Territory.

"(8) What constitutes importation. The landing of any of the aforesaid articles, substances or objects for the purpose of inspection or quarantine is not, nor shall it be construed to be, an importation in the sense of giving to the articles, substances, or objects so landed any status, or the owner thereof any right or privilege, incident to articles, substances or objects which have actually been imported into the Territory; but in legal effect the articles, substances or objects so landed for the purpose of inspection shall be construed to be still without the Territory seeking entry thereinto, and shall not, in whole or in part, be considered suitable for importation into the Territory unless a tag, label or stamp shall have been issued by the Chief Plant Inspector or his assistant therefor as hereinbefore provided, or until the same shall have been affixed as hereinbefore ordered.

"(9) Exceptions to right to import. Nothing in this chapter contained shall permit the importation of any article, substance or object, or class of articles, substances or objects, from any particu-

lar place, if the same, or any of them, has, by special rule or regulation of the board, been prohibited from importation into this Territory, as hereinbefore provided.

"(10) Ports of entry. None of the articles, substances or objects enumerated above in this section (except *field* seeds, including *flower, vegetable* and *forage crop* seeds, nuts, fruits, vegetables, grains, cereals, or legumes in the natural or raw state for immediate consumption, moss, hay, straw, dry-grass, unmanufactured log, limb or timber) shall be allowed entry into the Territory of Hawaii except through the port of Honolulu.

"(11) Penalty. Any person, firm or corporation who shall violate any of the provisions of this section shall be deemed guilty of a misdemeanor and on conviction shall be liable to a fine of not less than twenty-five dollars ($25.00) nor more than one hundred dollars ($100.00) or by imprisonment not to exceed six months, or both, in the discretion of the court."

SECTION 11. Section 604 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 604. Sand, Soil, Earth, Snakes, Injurious Insects, Etc. All persons, firms or corporations are prohibited from receiving for transportation, bringing, or causing to be brought to the Territory of Hawaii, for the purpose of debarkation or entry thereinto, any of the following named articles, substances or objects:

"(1) Sand, soil or earth;

"(2) Rocks, with sand, soil or earth adhering thereto, either as ballast or in bulk or otherwise, except such as may be suitable for and intended to be used as or in the manufacture of fertilizer, or for building, mechanical or monumental purposes;

"(3) Plants with sand, soil or earth around the roots; and

"(4) Plant products with sand, soil or earth around or adhering thereto, except for experimental or scientific purposes under the auspices of the Board of Agriculture and Forestry.

"Any sand, soil or earth, or rocks with sand, soil or earth adhering thereto, or sand, soil or earth around the roots of plants, or sand, soil or earth around or adhering to plant products, which may be brought to this Territory contrary to the provisions of this section, shall be refused admittance thereto, and the same may, in the discretion of the board or its duly authorized agent, officer or inspector, be seized and fumigated, disinfected, destroyed or excluded at the expense of the owner or his responsible agent or attorney.

"(5) Any live snake, flying fox, fruit bat, Gila monster, or injurious insect in any stage of development, or any other animal or animals that might cause damage or become injurious or detri-

mental to the agricultural or horticultural industries or to the forests of the Territory of Hawaii; and any or all of such living creatures brought to this Territory shall be seized immediately upon discovery and be destroyed or sent out of the Territory, at the discretion of the Chief Plant Inspector or his assistant; any expense or loss in connection therewith to be borne by the owner or his responsible agent or attorney."

SECTION 12. Paragraph 14 of Section 586 of the Revised Laws of Hawaii 1925, is hereby repealed.

SECTION 13. This Act shall take effect from and after July 1st, 1927.

Approved this 14th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 55

[H. B. No. 104]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS AND THE AUDITOR OF THE CITY AND COUNTY OF HONOLULU TO PAY THE CLAIMS OF TONG LEONG STORE AND ROBERT K. AQUIN.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The board of supervisors of the City and County of Honolulu is hereby authorized and directed to make appropriations from the general fund of the said City and County of Honolulu and to pay the amount set opposite the names of the respective claimants, to-wit:

Tong Leong Store	$45.92
Robert K. Aquin	99.88

Upon the making of such appropriations, the auditor of the City and County of Honolulu is hereby authorized and directed to draw warrants upon the treasurer of the City and County of Honolulu for the amounts herein set forth in favor of said claimants.

SECTION 2. Upon said payment the said Tong Leong Store and Robert K. Aquin shall be required to release the City and County of Honolulu from all liability in respect to said claims.

SECTION 3. This Act shall take effect from and after the date of its approval.

Approved this 14th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 56

[H. B. No. 245]

AN ACT TO AMEND SECTION 22 OF ACT 114 OF THE SESSION LAWS OF 1925, RELATING TO MENTAL DISEASES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 22 of Act 114 of the Session Laws of 1925, is hereby amended by adding thereto the following proviso:

"Provided however, that when the Commissioners have so examined a patient and denied the application for the parole or discharge of such patient they may, in their discretion, decline to make a re-examination of said patient within six months thereafter, unless the applicant shall deposit with the Commissioners an amount sufficient to cover the costs of such re-examination, including commissioners' fees, to be applied in payment of such costs in case, upon such re-examination, such application shall be denied."

SECTION 2. This Act shall take effect upon its approval.

Approved this 14th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 57

[H. B. No. 352]

AN ACT TO AMEND SECTION 683 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO BRANDS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 683 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 683. Brands registered before December 31, 1926, canceled. All registrations of brands made and in force prior to December 31, 1926, shall be, and the same are canceled and made void; and any person may appropriate and register any brand whatsoever, whether the same has been registered prior to December 31, 1926, or not, provided such brand has not been registered between December 31, 1926, and January 1, 1928, in the same manner as though such brand had never been registered."

SECTION 2. This Act shall take effect from and after January 1, 1928.

Approved this 14th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 58

[H. B. No. 308]

AN ACT TO AMEND SECTION 213 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO ADMINISTRATION OF THE HAWAII NATIONAL GUARD.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 213 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 213. Administration. The adjutant general shall from time to time make and publish such orders and regulations, not inconsistent with law, as, in his opinion, are necessary to bring the organization, armament, equipment and discipline of the or-

ganized militia to a state of efficiency as nearly as possible approaching that of the United States army. He shall attest all commissions issued to military officers, appointments issued to warrant officers and shall cause the military law, the general regulations for the militia and the articles of war of the United States to be printed, indexed and bound in proper and compact form and distributed to the commissioned officers.

"He shall make an annual report of the operations of his department and shall give a bond to the Territory of Hawaii in the sum of two thousand five hundred dollars ($2,500.00)."

SECTION 2. This Act shall take effect upon its approval.

Approved this 14th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 59

[H. B. No. 309]

AN ACT AMENDING SECTION 207 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO CONSOLIDATING, REORGANIZING, DISBANDING, HAWAII NATIONAL GUARD.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 207 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 207. Consolidating, reorganizing, disbanding, etc. The Governor under the laws and regulations now in force or which may hereafter be prescribed may alter, divide, annex, consolidate and reorganize the National Guard or any part thereof and create new organizations whenever the efficiency of the territorial forces would thereby be increased, and he may at any time change the organization of regiments, battalions, squadrons, troops, batteries, companies, signal corps and coast artillery corps so as to conform to like organizations, system of drill or instruction now in force or hereafter adopted for the National Guard of the United States and for that purpose the number of officers, warrant officers and non-commissioned officers of any grade in regiments, battalions, squadrons, troops, batteries, companies and signal corps may be increased or decreased to the extent thereby

made necessary; provided, that no organization shall be disbanded without the consent of the President of the United States, nor, without such consent, shall the commissioned or enlisted strength of any such organization be reduced below the minimum that shall be prescribed therefor by the President."

SECTION 2. This Act shall take effect upon its approval.

Approved this 14th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 60

[H. B. No. 311]

AN ACT AMENDING SECTION 210 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO STAFF CORPS AND DEPARTMENTS OF THE HAWAII NATIONAL GUARD.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 210 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 210. Staff corps and departments. There shall be the following staff corps and departments which shall consist of the adjutant general's department, quartermaster corps, inspector general's department, judge advocate general's department, medical department, ordnance department, engineer corps, signal corps and coast artillery corps and such other corps and departments as may be prescribed by the laws of the United States; and the commissioned, warrant and non-commissioned officers detailed or appointed thereto shall be of such rank and in such a number as now is, or may hereafter be prescribed by the laws of the United States and regulations of the war department. One officer may be detailed to perform the duties of two or more officers. The adjutant general by virtue of his office shall be the chief of staff."

SECTION 2. This Act shall take effect upon its approval.

Approved this 14th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 61

[H. B. No. 312]

AN ACT TO AMEND SECTION 231 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO PRACTICE MARCHES, DRILLS, ETC., OF THE HAWAII NATIONAL GUARD.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 231 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 231. Practice marches, drills, etc. Every member of the Hawaii National Guard not excused by the commander-in-chief shall participate in practice marches or go into camp of instruction at least ten consecutive days, and assemble for drill and instruction at any company, battalion, or regimental armories or rendezvous, or for target practice, not less than twenty-four times each year."

SECTION 2. This Act shall take effect upon its approval.

Approved this 14th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 62

[S. B. No. 112]

AN ACT MAKING AN APPROPRIATION TO COVER THE EXPENSES OF TRANSPORTATION AND HOUSING OF PRISONERS DETAILED TO THE COUNTY OF MAUI TO COMBAT THE GORSE PLANT PEST (COMMON FURZ).

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of twelve thousand dollars ($12,000.00) is hereby appropriated out of any moneys in the treasury of the Territory, not otherwise appropriated, to cover the expenses of transportation of prisoners to and from the County of Maui for the purpose hereinafter set forth; to defray the cost of constructing a camp or camps and for the removal of the same from one

site to another, which may be leased for the purposes hereof, the cost of fully equipping such camp or camps and all other paraphernalia necessary for a jail, and for the purchase of a truck for the transportation of prisoners and supplies in the County of Maui, for such prisoners as may be detailed, pursuant to Section 1523 of the Revised Laws of Hawaii 1925, for the purpose of destroying and combating the spread of the gorse plant pest (common furz) in the County of Maui.

SECTION 2. All property purchased under the foregoing appropriation shall remain the property of the Territory, even though incorporated in structures upon leased land, and the Attorney General is hereby directed to require a provision in every lease of land to the Territory for the purpose of housing said prisoners, that upon the termination of the lease, the Territory shall be permitted to remove from the leased land all buildings or other structures placed thereon by the Territory.

SECTION 3. Upon the termination of such lease the Attorney General, on behalf of the Territory, may remove said property from the leased land and either cause it to be used elsewhere for the purpose of housing prisoners detailed for labor in accordance with Section 1523 or Section 1525 or sell the same, or he may, without removing the said material from the leased land, sell the same to the owner of the land as in his discretion may seem for the best interests of the Territory.

SECTION 4. Expenditures from such appropriation shall be made upon vouchers approved by the Attorney General.

SECTION 5. This Act shall take effect upon its approval.

Approved this 15th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 63

[H. B. No. 20]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS OF THE COUNTY OF KAUAI TO MAKE APPROPRIATIONS FOR WATER WORKS AND THE CONSTRUCTION OF A REST HOUSE AND ROAD AT PUUKAPELE, COUNTY OF KAUAI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The board of supervisors of the County of Kauai is hereby authorized and directed to appropriate the sums hereinbelow named for the following purposes:

Puukapele Park Water Works	$10,000.00
Construction of a Rest House at Puukapele	3,000.00
Construction of road in and through Puukapele Park	5,000.00

SECTION 2. This Act shall take effect December 15, 1927.

Approved this 15th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 64

[H. B. No. 280]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS AND AUDITOR OF THE CITY AND COUNTY OF HONOLULU TO PAY THE CLAIM OF HENRY H. PLEMER FOR SERVICES RENDERED AS SECOND DISTRICT MAGISTRATE OF THE DISTRICT OF WAHIAWA, CITY AND COUNTY OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The board of supervisors of the City and County of Honolulu is hereby authorized and directed to make an appropriation from the general fund of the said City and County of Honolulu, and is hereby authorized and directed to pay to Henry H. Plemer the sum of twenty-one hundred and eighty-five dollars ($2,185.00) for services rendered by him as Second District

Magistrate of the District of Wahiawa, City and County of Honolulu, from the 5th day of August, 1925, to and including the 5th day of March, 1927.

Upon the making of such appropriation, the auditor of the City and County of Honolulu is hereby authorized and directed to draw a warrant upon the treasurer of the City and County of Honolulu for the sum of twenty-one hundred and eighty-five dollars ($2,185.00) in favor of the said Henry H. Plemer.

SECTION 2. Upon said payment, the said Henry H. Plemer shall be required to release the City and County of Honolulu from all claims in respect to said services.

SECTION 3. This Act shall take effect upon its approval.

Approved this 15th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 65

[H. B. No. 270]

AN ACT TO PROVIDE FOR THE EXEMPTION FROM TAXATION OF ALL REAL AND PERSONAL PROPERTY ACTUALLY AND SOLELY USED IN THE MANUFACTURE OF STARCH.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. All property, both real and personal, actually and solely used in connection with the manufacture of starch is hereby exempted from taxation for a period of five years from January 1, 1927.

SECTION 2. This Act shall take effect upon its approval.

Approved this 15th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 66

[H. B. No. 290]

AN ACT MAKING AN APPROPRIATION FOR THE INSTALLATION OF A BRONZE MEDALLION PLAQUE OR TABLET IN KUHIO MEMORIAL PARK, KOLOA, KAUAI, IN MEMORY OF THE LATE PRINCE JONAH KUHIO KALANIANAOLE.

WHEREAS, in grateful memory of the late Prince Jonah Kuhio Kalanianaole's long, unselfish and valuable service to the territory at large, it is fitting that some public recognition be shown by the people of Hawaii; now, therefore,

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. That there is hereby appropriated the sum of three thousand dollars ($3,000.00), or as much thereof as may be required, out of the moneys available in the treasury of the territory to be expended under the supervision of the superintendent of public works, for the placing of a suitable bronze medallion plaque or tablet bearing the features of the late Jonah Kuhio Kalanianaole in an appropriate location in Kuhio Memorial Park, Koloa, Kauai.

SECTION 2. The expenditures from such appropriation shall be made upon vouchers approved by the superintendent of public works, and the auditor of the territory is hereby authorized to draw warrants against such appropriation with such approval.

SECTION 3. This Act shall take effect upon its approval.

Approved this 15th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 67

[S. B. No. 55]

AN ACT TO AMEND SECTION 1325 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO TAXATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1325 of the Revised Laws of Hawaii 1925, is hereby amended by adding thereto the following paragraph:

"All property, real and personal, which is now under lease to the City and County of Honolulu and under which said lease or leases the City and County is required to pay taxes, or on which the City and County is paying rent, and all property, real and personal, which may hereafter be acquired by such lease by the City and County or on which said City and County shall be required to pay rent."

SECTION 2. This Act shall take effect upon its approval.

Approved this 16th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 68

[S. B. No. 67]

AN ACT APPROPRIATING THE SUM OF FOUR HUNDRED FIFTY-EIGHT AND 77/100 DOLLARS ($458.77) FOR THE REIMBURSEMENT OF CERTAIN CORPORATIONS FOR MATERIALS AND SUPPLIES FURNISHED TO THE DEPARTMENT OF PUBLIC INSTRUCTION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated, out of any moneys in the General School Fund, the sum of four hundred fifty-eight and 77/100 dollars ($458.77) to be paid to the following named corporations, in the amounts set opposite their respective names for materials and supplies furnished by them to the Department of Public Instruction:

Benson, Smith & Co., Ltd	$137.48
Durant-Irvine Co., Ltd	208.00
E. O. Hall & Son, Ltd	42.02
Pond Company, Limited	71.27

These respective amounts shall be paid by the Treasurer of the Territory, upon warrants based upon vouchers approved by the Superintendent of Public Instruction.

SECTION 2. This Act shall take effect upon its approval.

Approved this 16th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 69

[S. B. No. 115]

AN ACT MAKING APPROPRIATION FOR THE REIMBURSEMENT OF THE UNITED STATES PUBLIC HEALTH SERVICE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of six hundred eighty-two dollars ($682.00) is hereby appropriated from the general revenues of the Territory for the purpose of reimbursing the United States Public Health Service for moneys erroneously paid to the Board of Health.

SECTION 2. This Act shall take effect upon its approval.

Approved this 16th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 70

[H. B. No. 58]

AN ACT TO AMEND SECTION 2869 OF THE REVISED LAWS OF HAWAII 1925, AND TO REPEAL SECTIONS 2871 AND 2877 OF SAID REVISED LAWS, RELATING TO INTERPLEADER.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2869 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2869. Interpleader—Defendant's application for order. Upon application made by or on behalf of any defendant sued in any circuit or district court in any personal action, or for specific personal property, such application being made after declaration and before plea by affidavit or otherwise, showing that the defendant does not claim any interest in the subject matter of the suit, but that the right thereto is claimed or supposed to belong to some third party, and that the defendant does not in any manner collude with such third party, but is ready to bring into court or to pay or dispose of the subject matter of the action

in such manner as the court (or any judge thereof) may order or direct; it shall be lawful for the court or any judge thereof to make rules and orders calling upon such third party to appear and to state the nature and particulars of his claim, and maintain or relinquish his claim, and upon such rule or order to hear the allegations as well as of such third party as of the plaintiff, and in the meantime to stay the proceedings in the action, and finally to order such third party to make himself defendant in the same or some other action, or to proceed to trial on one or more feigned issue or issues, and also to direct which of the parties shall be plaintiff or defendant on the trial, or with the consent of the plaintiff and such third party, their counsel or attorneys, to dispose of the merits of their claims and determine the same in a summary manner, and to make such other rules and orders therein as to costs, and all other matters as may appear to be just and reasonable."

SECTION 2. Sections 2871 and 2877 of the Revised Laws of Hawaii 1925, are hereby repealed.

SECTION 3. This Act shall take effect upon its approval.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 71

[H. B. No. 167]

AN ACT TO AMEND SECTION 2285 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO TESTIMONY AND PROCEEDINGS IN DISTRICT COURTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2285 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2285. Testimony and proceedings. The district magistrates shall in all cases preserve in written detail the minutes and proceedings of their trials, transactions, and judgments, with the substance of the testimony and the facts upon which their decisions rest; provided, however, that in any district court in

which the testimony is taken in shorthand by a regularly appointed and duly qualified clerk of said court, the shorthand record of such testimony shall not be transcribed except upon order of the district magistrate, and the making and keeping of such shorthand record shall be a sufficient compliance with the provision of this section that the district magistrates shall preserve the substance of the testimony and the facts upon which their decisions rest."

SECTION 2. This Act shall take effect upon its approval.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 72

[H. B. No. 178]

AN ACT TO AMEND SECTION 1738 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACT 219 OF THE SESSION LAWS OF 1925, RELATING TO THE POWERS OF THE BOARD OF SUPERVISORS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1738 of the Revised Laws of Hawaii 1925, as amended by Act 219 of the Session Laws of 1925, is hereby amended by adding two new paragraphs thereto to be known as paragraph 27A and paragraph 27B, to read as follows:

"27A. To sell at public auction, after notice by publication once a week for at least two weeks in any daily newspaper in the City and County of Honolulu, any real property acquired by the City and County whenever the Board deems it advisable to abandon the use of such property for the purpose for which it was acquired. Provided, however, that the proposed sale of any park lands must first be approved by the Governor, and that the funds realized from such sale shall be expended only for the purpose of acquiring other lands to be used for park purposes. And provided further, that the proposed sale of any abandoned school site shall first be approved by the Superintendent of Public Instruction, and that the proceeds from such sale shall be used only for acquiring land and/or for the erection of buildings for school purposes.

"27B. To exchange lands belonging to the City and County for other lands for the use of the City and County, in the manner and as may be deemed advisable by the Board of Supervisors, provided, however, that lands used for park and/or school purposes may only be exchanged for other lands for the same purpose."

SECTION 2. This Act shall take effect upon its approval.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 73

[H. B. No. 181]

AN ACT TO AMEND CHAPTER 141 OF THE REVISED LAWS OF HAWAII 1925, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 2349A, RELATING TO NOTICE OF PENDENCY OF ACTIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Chapter 141 of the Revised Laws of Hawaii 1925, is hereby amended by incorporating therein and adding thereto a new section immediately following Section 2349 of said Chapter 141, said new section to be known as Section 2349A and to read as follows:

"Section 2349A. Notice of Pendency of action. In any action, whether at law or in equity, affecting the title or the right of possession of real property, the plaintiff, complainant or petitioner, at the time of filing the complaint or petition or bill in equity, and the defendant or respondent, at the time of filing his answer, when affirmative relief is claimed in such answer, shall record in the Office of the Registrar of Conveyances a notice of the pendency of the action, containing the names of the parties and the object of the action or defense, and a description of the property affected thereby. From and after the time of filing such notice for record, a purchaser or incumbrancer of the property affected shall be deemed to have constructive notice of the pend-

ency of such action, and of its pendency against parties designated by their real names."

SECTION 2. This Act shall take effect upon its approval.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 74

[H. B. No. 263]

AN ACT TO AMEND SECTION 3141 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO DUTIES OF REGISTRAR, BY ADDING THERETO A NEW PARAGRAPH TO BE KNOWN AS PARAGRAPH 7.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 3141 of the Revised Laws of Hawaii 1925, relating to duties of registrar, is hereby amended by adding thereto a new paragraph to be known as "7", and to read as follows:

"7. For the filing of notice of lis pendens, one dollar."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 75

[S. B. No. 179]

AN ACT TO REIMBURSE MARKS CONSTRUCTION COMPANY, LIMITED, FOR LOSS SUSTAINED IN CARRYING OUT THE TERMS OF A CONTRACT ENTERED INTO WITH THE HONOLULU SEWER AND WATER COMMISSION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Honolulu Sewer and Water Commission is hereby authorized and directed to pay to Marks Construction Company, Limited, the sum of three thousand dollars ($3,000.00)

for the loss sustained by it in carrying out the terms of a contract entered into with the Honolulu Sewer and Water Commission on the 28th day of April, 1926, for the installation of water mains from King Street to Judd Street, Honolulu, and from which the City and County of Honolulu reaped full benefit to the extent of three thousand dollars ($3,000.00), in addition to the amount paid under the terms of said contract.

SECTION 2. As a condition precedent to such payment, the said Marks Construction Company, Limited, shall be required to release the Territory, the City and County of Honolulu, and the Honolulu Sewer and Water Commission from all further claims under or in respect of said contract.

SECTION 3. This Act shall take effect upon its approval.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 76

[H. B. No. 195]

AN ACT EXEMPTING FROM TAXATION ALL OF THE PROPERTY ACTUALLY AND SOLELY USED IN THE WORKINGS AND OPERATIONS OF AERIAL TRANSPORTATION ENTERPRISES CONDUCTED SOLELY AS COMMON CARRIERS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. For the term of five (5) years, from and after the thirty-first day of December, 1927, all of the property, both real and personal, of any person, firm, copartnership, or corporation actually and solely used in the workings and operations of aerial transportation enterprises, conducted solely as common carriers, and which shall have been inaugurated prior to December 31st, 1932, shall be exempt from all property taxes, both territorial and county.

SECTION 2. This Act shall take effect upon its approval.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 77

[H. B. No. 205]

AN ACT TO AMEND SECTION 1 OF ACT 133 OF THE SESSION LAWS OF 1917, RELATING TO THE SCHOOL FOR DEFECTIVE CHILDREN SO AS TO PROVIDE FOR INSTRUCTION THEREIN TO ALL PERSONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1 of Act 133 of the Session Laws of 1917 is hereby amended to read as follows:

"Section 1. The sum of thirty-five thousand dollars ($35,000.00) is hereby appropriated out of any moneys in the treasury of the Territory of Hawaii, not otherwise appropriated, to be expended by the Department of Public Instruction for the purpose of the construction of a school and other buildings and of providing instruction, maintenance, transportation and other necessities arising in connection with the training and instruction of blind, deaf, dumb and other defective or mentally defective persons as the Department of Public Instruction may deem proper."

SECTION 2. This Act shall take effect upon its approval.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 78

[H. B. No. 206]

AN ACT TO AMEND SECTION 403 OF THE REVISED LAWS OF HAWAII 1925, EXPRESSING THE ASSENT OF THE LEGISLATURE TO THE ACTS OF THE CONGRESS PROVIDING FUNDS FOR THE USE OF THE UNIVERSITY OF HAWAII AND AN EXPERIMENT STATION ESTABLISHED IN CONNECTION THEREWITH.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 403 of the Revised Laws of Hawaii 1925, (Section 4 of Act 203 of the Session Laws of 1919) is hereby amended to read as follows:

"Section 403. Assent to Second Morrill Act and other Acts of the Congress of the United States. The grants of moneys and the purposes of said grants authorized by the Act of the Congress approved August 30, 1890, known as the Second Morrill Act, providing for the endowment and maintenance of colleges for the benefit of agriculture and the mechanic arts, and by the Acts of the Congress approved March 2, 1887, and March 16, 1906, and February 24, 1925, providing for agricultural experiment stations in connection with colleges of agriculture and mechanic arts, and by any other Act or Acts of the Congress for similar purposes, heretofore assented to in behalf of the College of Hawaii, are hereby reassented to in behalf of the College of Applied Science as an integral part of the University of Hawaii."

SECTION 2. This Act shall take effect upon its approval.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 79

[H. B. No. 257]

AN ACT APPROPRIATING THE SUM OF TEN THOUSAND NINE HUNDRED DOLLARS ($10,900.00) FOR THE REIMBURSEMENT OF MEMBERS OF HAWAII NATIONAL GUARD DURING THE ENCAMPMENTS OF 1925 AND 1926.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated from the general revenues of the Territory the sum of ten thousand nine hundred dollars ($10,900.00) for the reimbursement of members of the National Guard of Hawaii during the encampments of 1925 and 1926 as follows:

Annual Encampment, 1925	$ 3,200.00
Annual Encampment, 1926	7,700.00
	$10,900.00

SECTION 2. The amount hereby appropriated shall be paid by the Treasurer of the Territory upon warrants based upon vouchers approved by the Adjutant General of Hawaii National Guard.

SECTION 3. This Act shall take effect upon its approval.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 80

[H. B. No. 310]

AN ACT APPROPRIATING THREE HUNDRED FORTY-FIVE DOLLARS ($345.00) FOR THE REIMBURSEMENT OF OAHU SUGAR COMPANY, LIMITED, FOR ADVANCES MADE BY IT FOR PAY OF HAWAII NATIONAL GUARD MEMBERS DURING THE ANNUAL ENCAMPMENT FROM APRIL 18 TO MAY 2, 1925.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated from the general revenues of the Territory of Hawaii the sum of three hundred forty-five dollars ($345.00) to be paid upon vouchers approved by the Adjutant General of the Territory of Hawaii to Oahu Sugar Company, Limited, as reimbursement to it for moneys advanced in that amount for pay of Hawaii National Guard members for attending the annual encampment and war maneuvers from April 18 to and including May 2, 1925.

SECTION 2. This Act shall take effect upon its approval.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 81

[S. B. No. 64]

AN ACT TO PROVIDE FOR THE COLLECTION OF SPECIFIC TAXES DELINQUENT AND REMAINING ON THE BOOKS OF THE VARIOUS TAX ASSESSORS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The respective tax assessors are hereby authorized and empowered to transfer, and within thirty days after the passage of this Act, shall transmit to the Treasurer of the county or city and county comprising his taxation division, a list of all specific taxes remaining uncollected on his tax list.

SECTION 2. The respective treasurers of the counties and city and county shall receive the list hereinbefore mentioned, and shall proceed to collect the taxes therein designated by civil suits before the district courts of the county or city and county, or otherwise.

SECTION 3. If such treasurers deem it more advantageous to the county or city and county, as the case may be, to appoint agents to collect the said delinquent taxes on a commission basis they may, respectively, appoint one or more agents to do this work, but the amount paid in commission shall not exceed twenty-five per centum of the amount collected. He may exact of such agents a bond in any reasonable amount conditioned on the faithful accounting of all moneys collected by them as delinquent specific taxes.

SECTION 4. This Act shall take effect upon its approval.

Approved this 21st day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 82

[S. B. No. 171]

AN ACT TO AMEND SECTION 3455 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO FIRE INSURANCE RATING BUREAUS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 3455 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3455. Fire insurance rating bureaus; membership; vote; office; records; expenses. Every insurance company authorized to effect fire insurance, herein called insurer, shall be a member of, or maintain, a rating bureau. No insurer shall be a member of more than one rating bureau for the purpose of rating the same risk against the same hazard. A rating bureau may consist of one or more insurers and when consisting of two or more insurers shall admit to membership any insurer applying therefor, upon payment by such insurer of a reasonable fee, not exceeding two hundred fifty dollars ($250.00). The expenses of the bureau shall be shared in proportion to the gross premium received by each member during the preceding year in this Territory upon the business rated by such bureau, deducting premiums upon policies not taken or cancelled and returns or dividends on mutual or participating policies. Each member shall have one vote. Every bureau shall maintain an office within the Territory of Hawaii, in which shall be kept a permanent record of all schedules, surveys and rates used or made by such bureau. Within sixty days after the taking effect of this Act, and with each annual report thereafter, every insurer shall notify the commissioner of each rating bureau making rates upon property in this Territory, of which it is a member and during the year file written notice of every other such rating bureau of which it shall become a member."

SECTION 2. This Act shall take effect upon its approval.

Approved this 21st day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 83

[S. B. No. 178]

AN ACT TO PROVIDE FOR THE INCREASE OF THE SALARIES OF THE CHIEF JUSTICE AND ASSOCIATE JUSTICES OF THE SUPREME COURT OF THE TERRITORY OF HAWAII, AND OF THE JUDGES OF THE CIRCUIT COURTS OF THE TERRITORY OF HAWAII, AND MAKING AN APPROPRIATION THEREFOR.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Treasurer of the Territory is hereby authorized and directed to pay, upon warrants issued by the Auditor of

the Territory, to the Chief Justice and Associate Justices of the Supreme Court of the Territory of Hawaii, and to each of the Judges of the several Circuit Courts of the Territory of Hawaii, the following sums, beginning with the month of May, 1927, up to and including the month of June, 1929:

To the Chief Justice, a sum at the end of each month, which, together with the amount receivable by him for that month, as salary from the Government of the United States, shall total eight hundred seventy-five dollars ($875.00) per month;

To each of the Associate Justices, a sum at the end of each month, which, together with the amount receivable by him for that month as salary from the Government of the United States, shall total eight hundred thirty-three and 33/100 dollars ($833.33) per month; and

To each of the Judges of the several Circuit Courts of the Territory of Hawaii, a sum at the end of each month, which, together with the amount receivable by him for that month as salary from the Government of the United States, shall total six hundred twenty-five dollars ($625.00) per month, it being the intention hereby to provide for the Chief Justice an annual salary of ten thousand five hundred dollars ($10,500.00), for each of the Associate Justices an annual salary of ten thousand dollars ($10,000.00), and for each of the Circuit Judges an annual salary of seven thousand five hundred dollars ($7,500.00), including such amounts as are or shall be payable to each of them as salary by the Government of the United States, and all such sums as are or may become necessary to that end are hereby appropriated from the general revenues of the Territory of Hawaii.

SECTION 2. This Act shall take effect upon its approval.

THE SENATE OF THE TERRITORY OF HAWAII

Honolulu, Hawaii, April 21, 1927.

We hereby certify that the foregong bill, after reconsideration of the veto of the Governor, was, upon a vote taken by Ayes and Noes, approved by a two-thirds vote of the elective members of the Senate this 21st day of April, A. D. 1927.

ROBERT W. SHINGLE,
President of the Senate.

ALBERT E. LLOYD,
Clerk of the Senate.

THE HOUSE OF REPRESENTATIVES OF THE TERRITORY OF HAWAII

Honolulu, Hawaii, April 21, 1927.

We hereby certify that the foregong bill, after reconsideration of the veto of the Governor was, upon a vote taken by Ayes and Noes, approved by a two-thirds vote of the elective members of the House of Representatives this 21st day of April, A. D. 1927.

C. H. COOKE,
Speaker, House of Representatives.

JOSEPH ORDENSTEIN,
Clerk, House of Representatives.

ACT 84

[S. B. No. 58]

AN ACT DIRECTING THE AUDITOR AND TREASURER OF EACH COUNTY OR CITY AND COUNTY TO TRANSFER DISTRICT ROAD FUNDS TO THE GENERAL ROAD FUND.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Auditor and Treasurer of each County or City and County is hereby authorized and directed to transfer to the road fund the balances of the respective district road funds in his county or city and county, as the case may be, as at the close of business April 30, 1927.

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 85

[S. B. No. 184]

AN ACT TO AMEND SECTION 1 OF ACT 156 OF THE SESSION LAWS OF 1925, RELATING TO THE PAYMENT OF CLAIM OF GEORGE E. MARSHALL.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1 of Act 156 of the Session Laws of 1925, is hereby amended to read as follows:

"Section 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to appropirate the sum of five thousand three hundred sixty-two and 50/100 dollars ($5,362.50) out of the Permanent Improvement Fund of the county for the purpose of reimbursing George E. Marshall for losses sustained in carrying out the terms of that certain contract entered into with the City and County of Honolulu on or about August 30, 1922, for the construction of the sewer outfall, City and County of Honolulu, Territory of Hawaii."

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 86

[S. B. No. 194]

AN ACT AUTHORIZING THE CITY AND COUNTY OF HONOLULU TO LEASE A PORTION OF KAPIOLANI PARK TO THE HAWAII POLO AND RACING CLUB FOR THE MAINTENANCE THEREON OF A POLO FIELD.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The City and County of Honolulu is hereby authorized and empowered to lease, for a period not to exceed fifteen (15) years from the expiration of the present lease made under the authority of Section 1739 of the Revised Laws of

Hawaii 1925, to the Hawaii Polo and Racing Club a portion of the area comprised within the limits of Kapiolani Park, in said City and County, for the maintenance thereon of a polo field and the necessary or proper accessories for such field and for the games to be played thereon, upon such terms and conditions as they shall determine; provided, however, that such lease shall contain a condition that no structures of a permanent nature shall be erected by the lessee within the limits of the Park makai of Paki Avenue.

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 87

[H. B. No. 91]

AN ACT TO AMEND PARAGRAPH C OF SECTION 731 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACT 204 OF THE SESSION LAWS OF 1925, RELATING TO CLOSED SEASONS AND BAG LIMITS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Paragraph C of Section 731 of the Revised Laws of Hawaii 1925, as amended by Act 204 of the Session Laws of 1925, is hereby further amended to read as follows:

"C. To take, kill or destroy, hunt for or have in possession any of the common wild doves or pigeons between the 31st day of December and the 1st day of July, or to take or kill more than fifteen of these birds in one day or forty-five in any seven consecutive days."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 88

[H. B. No. 63]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF HONOLULU TO COMPENSATE CERTAIN MEMBERS OF THE POLICE FORCE OF THE CITY AND COUNTY OF HONOLULU FOR SERVICES RENDERED DURING THE MONTH OF DECEMBER, 1925.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to make appropriations from the general fund of the City and County of Honolulu, and is hereby authorized and directed to pay the amounts set opposite the names of the respective employees for services rendered, to-wit:

John R. Kellett	$325.00
Lawrence E. Twomey	175.00
Harry T. Lake	140.17
George H. Holt	75.17
Daniel Hugho	75.17

Upon the making of such appropriations, the Auditor of the City and County of Honolulu is hereby authorized and directed to draw warrants upon the treasurer of the City and County of Honolulu for the amounts herein set forth in favor of the claimants. Upon said payment, the said claimants shall be required to release the City and County of Honolulu from all claims in respect of their employment.

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 89

[H. B. No. 293]

AN ACT PROVIDING THAT PUBLISHED LISTS OF ELECTORS SHALL BE IN ALPHABETICAL ORDER WITHOUT DESIGNATION OF THE AGE OR RACE OF THE ELECTORS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The published list of electors issued by the clerk of any county or city and county prior to an election shall be in alphabetical order without designation of the race or age of the electors.

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 90

[H. B. No. 304]

AN ACT MAKING AN APPROPRIATION TO PAY THE CLAIM OF MAY GARLINGER DONOVAN.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of six hundred seventy-five dollars ($675.00) is hereby appropriated, out of any moneys in the treasury, to the credit of the Teachers' Salaries Fund, not otherwise appropriated, to pay the claim of May Garlinger Donovan, who was removed as a teacher in the Marion Scott School without cause and without a hearing, for salary due her for the month of December, 1924, and January, February and March, 1925, and her pro rata of summer pay.

SECTION 2. The sum herein appropriated shall be disbursed on a warrant drawn by the Auditor based upon a voucher to be approved by the Superintendent of Public Instruction, only on

approval of the claim by the Commissioners of Public Instruction, after an investigation by them of its legitimacy.

SECTION 3. This Act shall take effect upon its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 91

[H. B. No. 325]

AN ACT TO AMEND SECTIONS 1302, 1303 AND 1304 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO THE POLL TAX, SCHOOL TAX AND ROAD TAX, RESPECTIVELY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1302 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1302. Poll tax. An annual tax of one dollar ($1.00) shall be paid by every male and female inhabitant of the Territory between the ages of twenty and sixty years, unless exempted by law; provided, however, that every female inhabitant of the Territory having an annual independent income of less than two hundred dollars ($200.00) shall be exempt from such tax."

SECTION 2. Section 1303 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1303. School tax. An annual tax of two dollars ($2.00) for the support of public schools shall be paid by every male and female inhabitant of the Territory between the ages of twenty and sixty years, unless exempted by law; provided, however, that every female inhabitant of the Territory having an annual independent income of less than two hundred dollars ($200.00) shall be exempt from such tax."

SECTION 3. Section 1304 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1304. Road tax. An annual road tax of two dollars ($2.00) shall be paid by every male and female inhabitant of the Territory between the ages of twenty and sixty years, unless

exempted by law; provided, however, that every female inhabitant of the Territory having an annual independent income of less than two hundred dollars ($200.00) shall be exempt from such tax."

SECTION 4. This Act shall take effect upon December 31, 1927.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 92

[H. B. No. 332]

AN ACT AUTHORIZING AND EMPOWERING THE BOARD OF SUPERVISORS OF THE COUNTY OF KAUAI TO ESTABLISH AND MAINTAIN A HOME FOR INDIGENT PERSONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The board of supervisors of the County of Kauai is authorized and empowered, under such rules and regulations as said board may promulgate, to establish and maintain a home for indigent persons and to make appropriations for its upkeep.

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 93

[S. B. No. 134]

AN ACT TO PROVIDE FOR THE FURTHER IMPROVEMENT OF THE TANTALUS ROAD, IN THE CITY AND COUNTY OF HONOLULU, AND FOR THE PURCHASE OF ROAD EQUIPMENT FOR USE THEREUPON.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of Ten Thousand Dollars ($10,000.00) is hereby appropriated from the general fund of the treasury of the Territory of Hawaii for the purchase of one automobile dump truck and other necessary road equipment for use upon the Tantalus Road for the further improvement thereof and for the reconstruction of the same wherever and whenever circumstances warrant, such purchases to be made by the High Sheriff, subject to the approval of the Attorney General.

SECTION 2. This Act shall take effect upon its approval.

I hereby certify that the foregoing Bill, having been presented to the Governor for his approval and signature, and not having been signed or vetoed within the time prescribed by the Organic Act of the Territory, has become law without his signature on April 22, A. D. 1927.

RAYMOND C. BROWN,
Secretary of the Territory of Hawaii.

ACT 94

[S. B. No. 73]

AN ACT AUTHORIZING AND EMPOWERING THE BOARD OF SUPERVISORS OF THE COUNTY OF MAUI TO PAY OUT OF THE GENERAL REVENUES OF THE COUNTY OF MAUI FOR THE YEAR 1927 OBLIGATIONS INCURRED DURING THE YEAR 1926.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. That the Board of Supervisors of the County of Maui be and is authorized and empowered to pay, out of the

general revenues of the County of Maui for the year 1927, claims to cover such liabilities as were incurred during the year 1926, and were unpaid from revenues for the year 1926, as may be examined, found proper and duly approved by the said Board of Supervisors; provided, however, that the aggregate amount of said claims herein authorized to be paid shall not exceed Seventeen Thousand Five Hundred Dollars ($17,500.00).

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 95

[S. B. No. 125]

AN ACT TO AMEND SECTION 1330 OF THE REVISED LAWS OF HAWAII 1925, RELATIVE TO THE EXEMPTION FROM TAXATION OF WATER SYSTEMS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1330 of the Revised Laws of Hawaii 1925, is hereby amended so as to read as follows:

"Section 1330. Water systems. For the term of ten years from and after the first day of January, 1928, all property actually and solely used in the construction, operation and/or maintenance of any water system, including therein water, water-rights, ditches, flumes, canals, tunnels, pipes, reservoirs, water-gates, and all other means of storing and distributing water for irrigation, agricultural or domestic purposes, owned or operated by any person or corporation for the purpose of supply water to the general public shall be exempt from the payment of all property taxes."

SECTION 2. This Act shall take effect from the date of its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 96

[S. B. No. 160]

AN ACT TO AMEND SECTIONS 2826, 2827 AND 2828 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACT 262 OF THE SESSION LAWS OF 1925, AND SECTIONS 2829, 2830 AND 2831 OF SAID REVISED LAWS, RELATING TO GARNISHMENT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2826 of the Revised Laws of Hawaii 1925, as amended by Act 262 of the Session Laws of 1925, is hereby further amended by inserting the word "commissions", after the word "stipend", in lines 5, 13, 23 and 31 of paragraph 1; lines 7, 17 and 24 of paragraph 2; line 9 of paragraph 3; and line 4 of paragraph 4 of said Section.

SECTION 2. Section 2827 of the Revised Laws of Hawaii 1925, as amended by Act 262 of the Session Laws of 1925, is hereby further amended by inserting the word "commissions", after the word "stipend", in lines 9, 16, 23 and 26 of said Section.

SECTION 3. Section 2828 of the Revised Laws of Hawaii 1925, as amended by Act 262 of the Session Laws of 1925, is hereby further amended by inserting the word "commissions", after the word "stipend", in lines 5, 9 and 14 of said Section.

SECTION 4. Section 2829 of the Revised Laws of Hawaii 1925, is hereby amended by inserting the word "commissions" after the word "stipend" in line 10 of said Section.

SECTION 5. Section 2830 of the Revised Laws of Hawaii 1925, is hereby amended by inserting the word "commissions" after the word "stipend" in lines 2, 5, 13 and 31 of said Section.

SECTION 6. Section 2831 of the Revised Laws of Hawaii 1925, is hereby amended by inserting the word "commissions" after the word "stipend" in line 4 of said Section.

SECTION 7. This Act shall take effect from and after the date of its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 97

[H. B. No. 275]

AN ACT TO PROHIBIT THE USE OF SPEARS AND ARROW GUNS IN THE TAKING OR KILLING OF FISH AND PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ACT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. It is hereby declared unlawful for any person not a citizen of the United States or eligible to become a citizen, to take, kill, or pursue any fish or turtle in the waters of the Territory of Hawaii by means of spears or arrow guns of any kind.

SECTION 2. Whosoever violates the provisions of Section 1 of this Act shall be punished by a fine of not more than twenty-five dollars ($25.00) or by imprisonment of not more than twenty days, or by both fine and imprisonment, and one-half of all fines collected shall be paid to the person or persons assisting in the arrest and conviction of the violator.

SECTION 3. This Act shall take effect upon its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 98

[H. B. No. 328]

AN ACT TO AMEND CHAPTER 119 OF THE REVISED LAWS OF HAWAII 1925, BY AMENDING SECTION 1856, AND BY ADDING TWO SECTIONS THERETO TO BE KNOWN AS SECTIONS 1851A AND 1856A, RELATING TO HIGHWAYS AND OTHER IMPROVEMENTS IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Chapter 119 of the Revised Laws of Hawaii 1925, as amended by Act 191 of the Session Laws of 1925, is hereby further amended by adding a new section thereto, to be known as Section 1851A, to read as follows:

"Section 1851A. Sewers included. The term 'storm drainage system' whenever used in this chapter shall include 'sanitary sewerage system'; provided, however, that the Board of Supervisors shall not be required to construct sanitary sewerage system under the provisions of this chapter, except as provided under Sections 1856 and 1856A."

SECTION 2. Section 1856 of Chapter 119 of the Revised Laws of Hawaii 1925, as amended by Section 5 of Act 191 of the Session Laws of 1925, is hereby further amended to read as follows:

"Section 1856. Petition of owners. If the owners of not less than sixty per cent of the frontage upon any street, alley or highway designated by them, or of sixty per cent of the area of land designated by them as a proposed improvement district, shall file with the Board of Supervisors a petition duly acknowledged by such owners requesting the opening or improvement of any such street, alley or highway, or of the streets, alleys or highways in such proposed improvement district, or for the construction or improvement of a storm drainage system, sewerage system, water main and service pipe system or street lighting system, together with the surveys, maps, plans and other preliminary data and estimates mentioned in Section 1854 in the case of a proceeding initiated by the Board, the Board shall thereupon proceed thereon in the same manner as though the plan for such improvements had been initiated on its own motion; and the cost of such preliminary surveys, maps and other data, if not in excess of the estimate therefor stated in such petition, shall be deemed part of the cost of the improvement. Provided, however, that upon such petition the Board shall not have power to abandon such proceedings or make any change or modification of such plans or the details or specifications for the proposed improvements without the written and duly acknowledged consent of the owners, of not less than sixty per cent of the frontage or area of the land to be assessed; except that the Board may decline to acquiesce in or may modify any part of such plan which contemplates the payment by the City and County of any part of the cost of acquiring new land or of any part of the cost of improving any main or general thoroughfare, and in such event, if the owners of not less than sixty per cent of the frontage or property to be assessed shall in writing acquiesce in any such change or modification, the Board shall be bound to proceed with the plan as so modified."

SECTION 3. Chapter 119 of the Revised Laws of Hawaii 1925, is hereby amended by adding a new section to be known as Section 1856A, to read as follows:

"Section 1856A. Petition by owners of 100% of frontage or area. If a petition is filed and is acknowledged by the owners of 100% of the frontage upon any street, alley or highway or of the area of land designated by them as a proposed improvement district, and by all lessees of any property to be assessed under this chapter, who, by the express terms of his lease, must pay the kind of assessments contemplated by this chapter, unless the lessor of such lease shall, with said petition, file a duly acknowledged waiver of the stipulation in such lease which requires the lessee to pay such special assessments, and a written undertaking by such lessor or owner, to pay the special assessments to be made under such proposed improvement, then the Board shall proceed in the same manner as though the plan for such improvement had been initiated on their own motion, excepting that it shall be unnecessary for the Board to give, publish or post notice of, call or conduct a, public hearing or to publish or post notices of the proposed improvements, as provided for in Section 1854 of this chapter; and in the case of a petition acknowledged by the owners of 100% as aforesaid, Section 1855 of this chapter shall be inapplicable thereto, any other provision or section to the contrary, notwithstanding; and in case the owners of one hundred per cent, as aforesaid, shall, in writing, consent to the amount and apportionment of the proposed assessments for such improvements, it shall be unnecessary to give the notice or to hold the hearing specified by Section 1859 and the Board may immediately proceed to fix the assessment or assessments in the manner provided by Section 1860."

SECTION 4. This Act shall take effect upon its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 99

[H. B. No. 371]

AN ACT TO AMEND ACT 114 OF THE SESSION LAWS OF 1925, RELATING TO MENTAL DISEASES, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 29A, RELATING TO CONTRIBUTIONS FOR SPECIAL MAINTENANCE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Act 114 of the Session Laws of 1925, is hereby amended by adding thereto a new Section to be known as Section 29A and reading as follows:

"Section 29A. The superintendent shall have authority to accept voluntary contributions for and on behalf of any patient, and all such contributions shall be deposited in a special fund, which is hereby created, to be known as 'Territorial Hospital, Contributory Maintenance Fund'. Said contributions shall be expended upon vouchers approved by the superintendent for special maintenance, in addition to the regular maintenance, of the patients for whom contributed, and the superintendent shall keep a detailed account of all such expenditures on behalf of each and every patient for whom any contribution is made, which account shall be open to inspection by any donor at any time. Any donor may at any time demand of the superintendent the then unexpended balance in such donor's contribution, which shall be paid immediately on warrants based on vouchers approved by the superintendent. In case any patient in whose behalf contributions have been made shall die or be discharged, and no demand is made by the donor within one year for any unexpended balance, such unexpended balance shall be then transferred by the auditor, upon recommendation of the superintendent, to the ordinary maintenance fund of the Territorial Hospital."

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 100

[H. B. No. 196]

AN ACT TO AMEND SECTION 2208 OF THE REVISED LAWS OF HAWAII 1925, DEFINING THE TERM "PUBLIC UTILITY".

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2208 of the Revised Laws of Hawaii 1925, is hereby amended by adding thereto a proviso to read as follows:

"Provided, however, that the term 'public utility' as used in this chapter shall not, until and after June 30, 1933, mean and include any person, firm, co-partnership or corporation in so far as such

person, firm, co-partnership or corporation owns or operates an aerial transportation enterprise solely as a common carrier."

SECTION 2. This Act shall take effect upon its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 101

[S. B. No. 126]

AN ACT TO REPEAL SECTION 654 OF THE REVISED LAWS OF HAWAII 1925, AND TO AMEND SECTION 655, OF SAID REVISED LAWS, RELATING TO THE FARM LOAN SURPLUS FUND.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 654 of the Revised Laws of Hawaii 1925, is hereby repealed.

SECTION 2. Section 655 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 655. Temporary use of farm loan revolving fund. The Treasurer of the Territory, with the consent of the farm loan board of Hawaii and the Governor, may make temporary use of any portion of the farm loan revolving fund created by this chapter, not presently needed under this chapter, for the purpose of paying warrants drawn on the treasury for current indebtedness of the Territory whenever the current cash in the territorial treasury is not sufficient to pay the same; provided, however, that all sums so taken shall be re-deposited to the credit of the farm loan revolving fund as soon as the funds in the territorial treasury shall be in such condition as to warrant such re-deposit."

SECTION 3. This Act shall take effect upon its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 102

[S. B. No. 169]

AN ACT TO AMEND SECTION 1341 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO THE BOARD OF EQUALIZATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1341 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1341. Board of equalization. For the purpose of equalizing assessments of property, as far as practicable, throughout the Territory, the several assessors, with the Treasurer as chairman, shall constitute a board of equalization, which shall hold public meetings in Honolulu, at such times as may be designated by the Treasurer, when such general rules regarding assessments and valuation shall be adopted as may be deemed proper and equable, and not inconsistent with any existing law.

"Such Board of Equalization shall keep, in the office of the Treasurer, complete records and minutes of all matters coming before it, and shall publish findings in all cases where valuations made are of general application."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 22nd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 103

[S. B. No. 46]

AN ACT TO AMEND SECTION 312 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO PUBLIC INSTRUCTION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 312 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 312. Tuition. There shall be no charge for tuition in any public schools; provided, however, that the department may, in its discretion, establish, maintain and discontinue standard schools, taught in the English language, at a charge of such tuition fees for attendance as it may deem proper; provided, however, that such standard schools shall be established only in places where free schools of the same grade for pupils within the compulsory age are readily accessible to the children of such district; and provided, further, that the department may authorize schools to levy, assess and collect special fees for the purpose of covering breakage, replacement and the purchase of new equipment and usable supplies from all students therein engaging in any school activity wherein supplies, equipment or apparatus is used, which fees shall be deposited in a separate fund by the said schools and expended by them under such rules and regulations as the department may prescribe."

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 104

[S. B. No. 56]

AN ACT TO AMEND SECTION 1869 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACT 205 OF THE SESSION LAWS OF 1925, RELATING TO IMPROVEMENT BONDS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. That portion of Section 1869 of the Revised Laws of Hawaii 1925, as amended by Act 205 of the Session Laws of 1925, appearing as the first paragraph on page 250 of said Session Laws, is hereby amended to read as follows:

"All moneys collected on account of assessments and interest for any improvement after the issuance of any bonds shall be kept by the Treasurer in a special fund and applied solely to the payment of interest and principal of the bonds issued for such improvement until all such bonds shall have been paid. In the event that any surplus shall remain in any such special fund after pay-

ment of the bonds chargeable against such fund, it shall be credited to and become a part of the general revenues of the city and county."

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 105

[S. B. No. 60]

AN ACT TO REPEAL SECTION 2175 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO PUBLIC IMPROVEMENT REVOLVING FUND.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2175 of the Revised Laws of Hawaii 1925, is hereby repealed.

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 106

[S. B. No. 139]

AN ACT APPROPRIATING TWO HUNDRED AND SIXTY DOLLARS ($260.00) TO PAY THE CLAIM OF GRACE KAHALIOUMI AGAINST THE TERRITORY OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of Two Hundred and Sixty Dollars ($260.00) is hereby appropriated, out of any money in the treasury

not otherwise appropriated, for the purpose of reimbursing Grace Kahalioumi for the amount paid by her as the purchase price, at public auction, of property sold to enforce the tax lien thereon, which property was not liable for such tax lien and could not be conveyed to her upon the purchase thereof.

SECTION 2. The sum herein appropriated shall be paid by the Treasurer upon warrants issued by the Auditor, based upon vouchers approved by the Treasurer of the Territory.

SECTION 3. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 107

[S. B. No. 164]

AN ACT MAKING AN APPROPRIATION FOR THE SURVEY OF THE ROAD TO THE BOUNDARY OF THE HALEAKALA NATIONAL PARK, MAUI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of five thousand dollars ($5,000.00) is hereby appropriated from the general revenues of the Territory for the purpose of making a survey of the road to the boundary of the Haleakala National Park, Maui.

SECTION 2. The sum herein appropriated shall become available and be disbursed upon warrants drawn by the Auditor on vouchers approved by the Territorial Highway Engineer who is hereby directed to immediately proceed with the survey above indicated.

SECTION 3. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 108

[H. B. No. 247]

AN ACT PROVIDING FOR THE WITHDRAWAL OF MOSES KAUHIMAHU AS A MEMBER OF THE EMPLOYEES' RETIREMENT SYSTEM OF THE TERRITORY OF HAWAII.

WHEREAS, Moses Kauhimahu was prior to the enactment of Act 55, Session Laws of 1925, entitled to and drawing a teacher's pension from a fund to which he had made contributions while a teacher in the public schools of the Territory of Hawaii; and

WHEREAS, said Moses Kauhimahu, after the passage of said Act, inadvertently signed a request to become a member of the Employees' Retirement System of the Territory of Hawaii thereby terminating his right to collect the teacher's pension he had previously been enjoying and to which he was entitled; now, therefore,

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Trustees of the Employees' Retirement System of the Territory of Hawaii is hereby authorized and directed to permit the withdrawal of Moses Kauhimahu as a member of the Employees' Retirement System of the Territory of Hawaii, and to pay to him from the proper fund the teacher's pension he had previously been receiving and to commence such payments as of the date the payments from the teacher's pension was stopped by said Board.

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 109

[H. B. No. 314]

AN ACT TO PROVIDE FOR PROOF OF FOREIGN STATUTES, AND TO MAKE UNIFORM THE LAW RELATING THERETO.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Publications covered by this Act. Printed books or pamphlets purporting on their face to be the session or other statutes of any of the United States, or the territories thereof, or of any foreign jurisdiction, and to have been printed and published by the authority of any such state, territory or foreign jurisdiction or proved to be commonly recognized in its courts, shall be received in the courts of this Territory as prima facie evidence of such statutes.

SECTION 2. Uniformity of interpretation. This Act shall be so interpreted and construed as to effectuate its general purposes to make uniform the laws of those states and territories which enact it.

SECTION 3. Short title. This Act may be cited as "The Uniform Proof of Statutes Act."

SECTION 4. Repeal. All Acts or parts of Acts which are inconsistent with the provisions of this Act are hereby repealed.

SECTION 5. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 110

[H. B. No. 349]

AN ACT TO AMEND SECTION 3340 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO RENEWAL OF CORPORATION CHARTERS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 3340 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3340. Charter, renewal of. The Treasurer shall also have the power at any time not more than fifteen years prior to

the expiration of any charter or articles of association to renew the same or extend the duration of the same on application to him for that purpose, upon the filing in the Treasurer's office of a verified certificate signed by the president and secretary of the corporation, or by the presiding officer and secretary of the meeting, or by the presiding officer and secretary of the meeting at which the vote was taken, showing that the proposed renewal or extension has been approved of by the vote of not less than two-thirds of all of its issued and outstanding stock, or, in the case of a non-stock corporation, by the vote of not less than two-thirds of the members present at a duly called meeting thereof, and a satisfactory explanation to him of the state of its affairs; provided, however, that such renewal or extension together with the unexpired term of the charter or articles of association does not exceed a total of fifty years from and after the date of the renewal or extension.

All extensions and renewals of charters and articles of association granted prior to May 2, 1923, are ratified and confirmed."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 111

[H. B. No. 400]

AN ACT PROVIDING FOR THE PAYMENT OF TRAVEL EXPENSES OF BOYS FROM THE KALIHI BOYS' HOME AND GIRLS FROM THE KAPIOLANI GIRLS' HOME TO KALAUPAPA, AND MAKING AN APPROPRIATION FOR THE SAME.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The expenses of the annual trip of girls from the Kapiolani Girls' Home and boys from the Kalihi Boys' Home to Kalaupapa, to visit their parents, shall be borne by the Board of Health.

SECTION 2. The sum of eight hundred dollars ($800.00) is hereby appropriated from the general fund in the treasury of the Territory of Hawaii for the payment of the expenses of travel referred to in Section 1.

SECTION 3. Payment shall be made upon warrants drawn by the Auditor upon vouchers signed by the President of the Board of Health.

SECTION 4. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 112

[H. B. No. 416]

AN ACT TO AMEND SECTION 578 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO REEFS, CORAL AND SAND.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 578 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 578. Reefs, coral, sand. The government reefs shall be free for the use of the people. Whoever, being a citizen of the United States, shall desire coral, rock or sand from the government reefs and lands, may freely take same for his own use; provided, that no person shall take coral, rock or sand for his own use or otherwise, from the government domain in the City of Honolulu or from any government beach, reef or sand bar, for the purpose of sale or exportation without the permission of the governmental authority vested by law with the control thereof."

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 113

[S. B. No. 63]

AN ACT TO AMEND SECTIONS 1804, 1805, 1806, 1807, 1808 AND 1809 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO TREASURER'S WARRANT NOTES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1804 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1804. Pay warrants. When a warrant or warrant note is presented to the Treasurer for payment, if there is money in the treasury for that purpose, he shall pay the same and write or stamp on the face thereof 'paid', the date of payment, and sign his name thereto. No warrant or warrant note upon the treasury shall be paid unless presented to the Treasurer for payment before the close of the biennial period next after the biennial period in which it shall have been issued. All warrants or warrant notes not so presented within such time shall be deemed to have been paid, and any moneys held at the expiration of such time in a special fund or account for the payment of such warrants or warrant notes shall thereupon be transferred to general funds. All warrants or warrant notes paid by the Treasurer shall be filed by him with the documents of his office; before filing such warrants or warrant notes, the Treasurer shall, from time to time, officially advise the Auditor of their payment; such notice shall contain the serial number of the warrant or warrant note, the name of the payee, amount and date of payment. The Treasurer shall pay no warrants or warrant notes not properly indorsed."

SECTION 2. Section 1805 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1805. Issues Treasurer's warrant notes, when. When any warrants are presented to the Treasurer for payment and the same are not paid for want of funds the Treasurer shall issue in lieu thereof a Treasurer's warrant note or notes, which shall be countersigned by the Auditor, equal in amount to the face value of the warrant or warrants so presented for payment, said note to be substantially in the following form, to-wit:

TREASURER'S WARRANT NOTE.

Countersigned: ..... Auditor.

No. ..... Honolulu, T. H., ..., 19...

On demand after date, the Treasurer of the City and County of Honolulu will pay to the order of..... ..... $..... .....Dollars, with interest at 5% per annum from date of issue to date of redemption.

On redemption this warrant note will be charged to ..... fund.

.....
Treasurer.

The Treasurer's warrant notes may be issued for the combined face value of any number of warrants or Treasurer's warrant notes previously issued against the same fund. Except for those notes issued to redeem Treasurer's warrant notes previously issued, no such warrant note shall be issued except in payment of a warrant or warrants presented for payment as in this section provided.

The Treasurer shall cancel every warrant or warrant note presented as hereinbefore mentioned."

SECTION 3. Section 1806 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1806. Notice of payment. When there are sufficient moneys in the treasury to pay warrant notes, the Treasurer shall give notice for one week in some newspaper published in the City and County, stating therein that he is ready to pay such warrant notes. Five days after the first publication such warrant notes shall cease to draw interest."

SECTION 4. Section 1807 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1807. Warrant notes advertised by number. In advertising warrant notes under the provisions of the preceding section in any newspaper, the Treasurer shall give notice that the warrant notes whose numbers are stated in the advertisement are payable."

SECTION 5. Section 1808 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1808. Warrant notes not presented. If such notes shall not be presented for payment within sixty days from the

time the notice hereinabove provided for is given, the funds set aside for the payment of the same shall by the Treasurer be applied to the payment of unpaid notes next in order. Such notes which failed to be presented within the sixty days shall be included in the next advertisement for notice of payment."

SECTION 6. Section 1809 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1809. Interest designated on warrant note. When the Treasurer pays any note upon which interest is due, he shall designate on the warrant note the amount of interest paid thereon, and enter on his account the amount of such interest distinct from the principal."

SECTION 7. This Act shall take effect thirty (30) days after its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 114

[S. B. No. 100]

AN ACT TO AMEND SECTION 1656 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO COUNTY PAY WARRANTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1656 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1656. County pay warrants. The auditors of the several counties shall, at the end of each month, issue pay warrants to all officers and employees whose salaries have been fixed by the Legislature or the Boards of Supervisors."

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 115

[S. B. No. 167]

AN ACT TO AMEND SECTIONS 1678, 1679, 1680, 1681, 1682 AND 1683 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO TREASURER'S WARRANT NOTES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1678 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1678. Pay warrants. When a warrant or warrant note is presented to the Treasurer for payment, if there is money in the treasury for that purpose, he shall pay the same and write or stamp on the face thereof 'paid', the date of payment, and sign his name thereto. No warrant or warrant note upon the treasury shall be paid unless presented to the Treasurer for payment before the close of the biennial period next after the biennial period in which it shall have been issued. All warrants or warrant notes not so presented within such time shall be deemed to have been paid, and any moneys held at the expiration of such time in a special fund or account for the payment of such warrants or warrant notes shall thereupon be transferred to general funds. All warrants or warrant notes paid by the Treasurer shall be filed by him with the documents of his office; before filing such warrants or warrant notes, the Treasurer shall, from time to time, officially advise the Auditor of their payment; such notice shall contain the serial number of the warrant or warrant note, the name of the payee, amount and date of payment. The Treasurer shall pay no warrants or warrant notes not properly indorsed."

SECTION 2. Section 1679 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1679. Issues treasurer's warrant notes, when. When any warrants are presented to the Treasurer for payment and the same are not paid for want of funds, the Treasurer shall issue in lieu thereof a treasurer's warrant note or notes, which shall be countersigned by the Auditor, equal in amount to the face value of the warrant or warrants so presented for payment, said note to be substantially in the following form, to-wit:

TREASURER'S WARRANT NOTE.

Countersigned: ..... Auditor.

No. ...., T. H., ..., 19..

On demand after date, the Treasurer of the County will pay to the order of.....
..... ($.....)
..... Dollars
with interest at 5% per annum from date of issue to date of redemption.

On redemption this warrant note will be charged to ..... fund.

.....
Treasurer.

The Treasurer's warrant notes may be issued for the combined face value of any number of warrants or Treasurer's warrant notes previously issued against the same fund. Except for those notes issued to redeem Treasurer's warrant notes previously issued, no such warrant note shall be issued except in payment of a warrant or warrants presented for payment as in this section provided.

The Treasurer shall cancel every warrant or warrant note presented as hereinbefore mentioned."

SECTION 3. Section 1680 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1680. Notice of payment. When there are sufficient moneys in the treasury to pay warrant notes, the Treasurer shall give notice for one week in some newspaper published in the County, stating therein that he is ready to pay such warrant notes. Five days after the first publication such warrant notes shall cease to draw interest."

SECTION 4. Section 1681 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1681. Warrant notes advertised by number. In advertising warrant notes under the provisions of the preceding section in any newspaper, the Treasurer shall give notice that the warrant notes whose numbers are stated in the advertisement are payable."

SECTION 5. Section 1682 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1682. Warrant notes not presented. If such notes shall not be presented for payment within sixty days from the

time the notice hereinabove provided for is given, the funds set aside for the payment of the same shall, by the Treasurer, be applied to the payment of unpaid notes next in order. Such notes which failed to be presented within the sixty days shall be included in the next advertisement for notice of payment."

SECTION 6. Section 1683 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1683. Interest designated on warrant note. When the Treasurer pays any note upon which interest is due, he shall designate on the warrant note the amount of interest paid thereon, and enter on his account the amount of such interest, distinct from the principal."

SECTION 7. This Act shall take effect July 1, 1927.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 116

[S. B. No. 68]

AN ACT APPROPRIATING ONE HUNDRED EIGHTY-FOUR DOLLARS ($184.00) FOR THE RELIEF OF INA J. MACKENZIE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of One Hundred Eighty-four Dollars ($184.00) is hereby appropriated out of any money in the Treasury, not otherwise appropriated, to Ina J. Mackenzie, for services rendered to the Territory of Hawaii as a teacher in the public schools of the Territory of Hawaii for the period from September 13th, 1926, to October 31st, 1926.

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 117

[S. B. No. 98]

AN ACT TO AMEND CHAPTER 70 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO INFECTIOUS DISEASES, BY ADDING A SECTION THERETO.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Chapter 70 of the Revised Laws of Hawaii 1925, is hereby amended by adding thereto a new section to be known as Section 933A, which shall read as follows:

"Sec. 933A. Reports to the Board of Health provided for by this chapter shall not be made public so as to disclose the identity of the persons to whom they relate except in so far as may be necessary to safeguard the public health against those who disobey the rules and regulations relating to these diseases or to secure conformity to the laws of the Territory."

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 118

[S. B. No. 131]

AN ACT TO REIMBURSE E. A. LANGTON BOYLE FOR THE LOSS SUSTAINED IN CARRYING OUT THE TERMS OF A CONTRACT ENTERED INTO WITH THE DEPARTMENT OF THE ATTORNEY GENERAL FOR THE PRINTING OF CERTAIN OPINIONS OF THE ATTORNEY GENERAL.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Treasurer of the Territory of Hawaii is hereby authorized and directed to pay the sum of nine hundred and ninety-five dollars ($995.00), which is hereby appropriated from the general revenues of the Territory, to E. A. Langton Boyle, doing business as "The Paradise of the Pacific", for the loss sustained by her in carrying out the terms of a contract entered into with the Department of the Attorney General, in or about the month of February, 1925, for the printing and binding of certain opinions of the Attorney General, and from which the Territory

reaped full benefit to the extent of nine hundred and ninety-five dollars ($995.00), in addition to the amount paid under the terms of said contract.

SECTION 2. As a condition precedent to such payment, the said E. A. Langton Boyle shall be required to release the Territory from all further claims under or in respect of said contract.

SECTION 3. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 119

[S. B. No. 136]

AN ACT APPROPRIATING ONE HUNDRED DOLLARS ($100.00) FOR THE RELIEF OF MISS KATHERINE L. PHILLIPPS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of One Hundred Dollars ($100.00) is hereby appropriated, out of any moneys in the treasury not otherwise appropriated, to Miss Katherine L. Phillipps for services rendered to the Territory of Hawaii as a teacher in the public schools for the period from September 1 to December 31, 1925.

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 120

[S. B. No. 161]

AN ACT AUTHORIZING THE BOARD OF HEALTH OF THE TERRITORY OF HAWAII TO PURCHASE RADIUM FOR MEDICAL AND SURGICAL USE, AND MAKING AN APPROPRIATION THEREFOR.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Health of the Territory of Hawaii is hereby authorized to purchase radium to be used for medical

and surgical purposes, and the sum of ten thousand dollars ($10,000.00) is hereby appropriated out of the general revenues of the Territory of Hawaii for such purpose; provided, however, that the radium so purchased shall be such as shall be approved by the Bureau of Standards at Washington, D. C., and provided, further, that the said purchase may be made without regard to the provisions of Section 1477 of the Revised Laws of Hawaii 1925.

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 121

[H. B. No. 117]

AN ACT MAKING AN APPROPRIATION TO REIMBURSE DOUGLAS BELL AND CONSTANCE MARY MEIER FOR INHERITANCE TAX ILLEGALLY COLLECTED.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated from the general fund of the territory the sum of one thousand seven hundred sixty-one and 42/100 dollars ($1,761.42), to be paid to the following named persons, in the amounts set opposite their respective names, to reimburse them for inheritance tax illegally collected:

Douglas Bell	$ 204.62
Constance Mary Meier	1,556.80

SECTION 2. The sums herein appropriated shall be paid by the treasurer of the Territory of Hawaii upon warrants issued by the auditor, based upon vouchers approved by said treasurer.

SECTION 3. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 122

[H. B. No. 211]

AN ACT APPROPRIATING THE SUM OF FIFTY AND NO/100 DOLLARS ($50.00) FOR THE REIMBURSEMENT OF HENRY Y. CHIN AND PAUL CRIVELLA.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of fifty and no/100 dollars ($50.00) is hereby appropriated out of the general revenues of the Territory for the reimbursement of Henry Y. Chin and Paul Crivella, in the amount of twenty-five dollars ($25.00) each, for deposits made by them to the Board of Health as application fees for license to practice Natureopathy.

SECTION 2. The above amounts shall be paid upon warrants based upon vouchers approved by the Board of Health.

SECTION 3. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 123

[H. B. No. 289]

AN ACT MAKING APPROPRIATIONS FOR THE PAYMENT OF CERTAIN CLAIMS AGAINST THE TERRITORY OF HAWAII INCURRED PRIOR TO JUNE 30, 1925.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The following sums, amounting to four thousand eight hundred forty dollars and forty-five cents ($4,840.45), are hereby appropriated to be paid out of any moneys received in the treasury of the Territory of Hawaii from the general revenues for the settlement of the following claims against the territory:

HOUSE OF REPRESENTATIVES

Paradise of the Pacific	$2,366.20	$2,366.20

JUDICIARY

Callaghan & Company, Inc	$ 15.00	
The Lawyers Co-operative Publishing Company	8.50	23.50

EXECUTIVE

Coyne Furniture Company, Ltd	$1,160.95	
Standard Oil Company	24.53	
Waioli Tea Room Bakery	15.00	
C. Q. Yee Hop & Company, Ltd	107.60	1,308.08

MILITARY

The National Guard Association of the United States	$ 28.00	28.00

SECRETARY OF HAWAII

R. C. Brown	$ 30.75	30.75

TREASURY DEPARTMENT

Hawaiian Electric Company, Ltd	$ 427.50	427.50

BOARD OF AGRICULTURE AND FORESTRY

D. T. Fullaway	$ 69.35	
Hilo Tribune-Herald, Ltd	6.00	
Ewa Plantation Company	250.00	
E. C. Greenwell	50.00	
W. D. Ackerman	50.00	
I. Kato	50.00	
The Waterhouse Company, Ltd	9.10	484.45

BOARD OF HARBOR COMMISSIONERS

Rycroft-Arctic Soda Company, Ltd.....$	9.00	
Kahului Store	5.55	
Hutchinson Sugar Company.....	8.13	
Benson, Smith & Company, Ltd.....	3.12	
City Mill Company, Ltd.....	14.25	
Hawaii Railway Company, Ltd.....	10.00	50.05

BOARD OF HEALTH

Lewers & Cooke, Ltd.....$	4.70	
Honolulu Dairymen's Association, Ltd.....	7.74	
Hawaiian Transfer Company, Ltd.....	1.50	
M. R. Weir.....	7.65	
C. Brewer & Company, Ltd.....	20.00	
American Sanitary Laundry, Ltd.....	52.40	
Garden Island Motors, Ltd.....	5.43	99.42

KAUAI PUBLIC LIBRARY ASSOCIATION, LTD.

Kauai Telephonic Company.....$	22.50	22.50
Total.....		$4,840.45

SECTION 2. The sums herein appropriated shall become immediately available and shall be paid to the said parties upon their filing with the auditor of the territory, approved vouchers covering the respective amounts.

SECTION 3. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 124

[H. B. No. 291]

AN ACT TO AMEND SECTION 2787 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO STAY OF WRITS OF POSSESSION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2787 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2787. Writ stayed how. The issuing of such warrant of removal shall be stayed in the case of a proceeding for the non-payment of rent, if the person owing such rent, shall, before the warrant is actually issued, pay the rent due and interest thereon at the rate of eight per cent per annum and all costs and charges of the proceedings, and all expenses incurred by plaintiff, including a reasonable fee for his attorney; or give such security for the payment thereof, within five days, as shall be satisfactory to the magistrate or to the plaintiff."

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 125

[H. B. No. 315]

AN ACT MAKING AN APPROPRIATION FOR THE RELIEF OF ALICE ROTH THOMPSON.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. That the sum of one hundred eighty dollars and sixty-four cents ($184.64) is hereby appropriated out of any moneys in the treasury of the Territory not otherwise appropriated, for payment to Alice Roth Thompson to reimburse the said Alice Roth Thompson for a loss sustained by her for repairs to an automobile owned by her and damaged by the negligent operation of a truck owned by the Territory of Hawaii and operated by one of the employees of the Territory of Hawaii. The

Treasurer is hereby authorized to pay the same to the said Alice Roth Thompson upon her giving to him a receipt releasing the Territory of Hawaii from all liability occasioned by said accident.

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 126

[H. B. No. 436]

AN ACT TO AMEND SECTION 2966 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO JURISDICTION IN CASES OF DIVORCE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2966 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2966. Jurisdiction; public hearing; two years' residence. Exclusive original jurisdiction in matters of divorce, subject to appeal according to law, is conferred upon the circuit judge or judges severally of the circuit in which the parties shall have last lived together as husband and wife, except in those cases in which the parties have removed from said circuit, and are both living in one and the same circuit, in which said cases the circuit judge or judges severally of the circuit in which the parties are both living shall have concurrent jurisdiction with the circuit judge or judges severally of the circuit in which they last lived together as husband and wife. In case the parties shall not have last lived together as husband and wife in the territory, exclusive original jurisdiction, subject to appeal according to law, is conferred upon the circuit judge or judges severally of the circuit in which the applicant resides. It is provided, however, that the judge of the circuit court of the first judicial circuit shall have concurrent jurisdiction with the judge of the circuit in which the parties last lived together as husband and wife in all cases of divorce when the libellant bases his or her claim to a divorce upon the sole ground that the libellant or libellee has contracted and is afflicted with leprosy. No case of divorce shall be heard except openly in the

public court room. No divorce shall be granted for any cause unless the applicant therefor shall have resided in the territory for two years next preceding the application."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 127

[H. B. No. 282]

AN ACT AUTHORIZING THE COUNTY OF HAWAII TO PAY CLAIMS INCURRED PRIOR TO JANUARY 1, 1927, OUT OF GENERAL FUNDS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the County of Hawaii is hereby authorized, empowered and directed to pay out of general funds of the said County, all claims as were incurred prior to January 1, 1927, for supplies furnished and for labor and services rendered and performed for and on behalf of the said County of Hawaii as may be found proper and duly approved by the said Board of Supervisors; provided, however, that the aggregate sum shall not exceed ten thousand dollars ($10,000.00).

SECTION 2. This Act shall take effect from and after its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 128

[H. B. No. 185]

AN ACT MAKING ADDITIONAL APPROPRIATIONS OUT OF THE GENERAL REVENUES FOR THE PERIOD ENDING JUNE 30, 1927.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The followng sums are hereby appropriated as additional appropriations for the objects hereinafter expressed, for the biennial period ending June 30, 1927, out of any moneys received in the treasury of the Territory of Hawaii from the general revenues:

SECRETARY.

Expenses, Publication Laws of Hawaii.....$ 9,500.00
B. Other current expenses.....$9,500.00

TREASURY DEPARTMENT.

Expenses, Official Bonds..... 2,000.00
B. Other current expenses.....$2,000.00

PUBLIC WORKS DEPARTMENT.

Public Buildings and Grounds Service..... 5,800.00
B. Other current expenses.....$5,800.00

JUDICIARY.

Land Court 7,375.00
A. Personal service $7,375.00

TERRITORIAL AVIATION EXAMINING BOARD.

Current Expenses 512.00

PUBLIC ARCHIVES.

Current Expenses 190.00

COMMISSION ON PUBLIC ACCOUNTANCY.

Current Expenses for County Retirement System..... 3,950.00

EMPLOYEES' RETIREMENT SYSTEM OF THE TERRITORY OF HAWAII.

Current Expenses	1,400.00
Total	$30,727.00

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 129

[H. B. No. 115]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF HONOLULU TO REIMBURSE CERTAIN PERSONS FOR TAXES ILLEGALLY COLLECTED.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to pay to the persons hereinafter named the amounts set opposite their respective names for the purpose of reimbursing them for taxes illegally collected:

Frank E. Howes	$ 43.85
Bian Ling	118.36
J. T. Dutra	190.55
Chu Ming	65.65
W. C. McGonagle	109.60

SECTION 2. These sums shall be paid upon warrants issued by the Auditor of the City and County of Honolulu, based upon vouchers approved by the Assessor of the First Taxation Division.

SECTION 3. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 130

[H. B. No. 233]

AN ACT RELATING TO POLICIES OF INSURANCE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. In respect of insurance heretofore or hereafter issued upon the life of any person not of the full age of twenty years, but of the age, as determined by the nearest birthday, of not less than sixteen years, for the benefit of such minor or for the benefit of the father, mother, husband, wife, child, brother, or sister of such minor, the assured shall not, by reason only of such minority, be deemed incompetent to contract for such insurance, or for the surrender of such insurance, or to give a valid discharge for any benefit accruing, or for money payable under the contract.

In respect of insurance heretofore or hereafter issued upon the lives of minors under the age of fifteen years, as determined by the nearest birthday, where the parent or parents of such minor are named therein as beneficiary or beneficiaries and paying the premiums thereon, such policies may be surrendered or loans made thereon by the father of such minor, or in the event of the death of the father or the divorce of the parents and the custody of such minor being awarded to the mother, by the mother, or in the event of her death, by the legal guardian, without the order or intervention of any court.

And all such loans or surrenders heretofore effected upon such policies are hereby declared to be valid.

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 131

[S. B. No. 176]

AN ACT TO AMEND SECTION 1398 OF CHAPTER 103, REVISED LAWS OF HAWAII 1925, RELATING TO INCOME TAX.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1398 of the Revised Laws of Hawaii 1925, is hereby amended by deleting the figures and words "15th day of May", in lines 3 and 4 of said section, and inserting in lieu thereof the figures and words "20th day of June"; by deleting the word and figures "May 15" in line 19, and inserting in lieu thereof the word and figures "June 20"; and by deleting the word and figures "May 15th" in line 20, and inserting in lieu thereof the word and figures "June 20th".

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 132

[S. B. No. 129]

AN ACT MAKING AN APPROPRIATION FOR THE RECLAMATION OF KAPAA SWAMP IN THE DISTRICT OF KAWAIHAU, ISLAND OF KAUAI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated out of the special fund known as the Sanitation Revolving Fund, the sum of one hundred thousand dollars ($100,000.00) for the purpose of reclaiming and improving that property owned by the Territory of Hawaii situated in the District of Kawaihau, Island of Kauai, and commonly known as the Kapaa Swamp.

SECTION 2. The said sum of one hundred thousand dollars ($100,000.00) herein appropriated, or so much thereof as may be necessary, shall be disbursed on warrants drawn by the Audi-

tor, based on vouchers approved by the Superintendent of Public Works, who shall be charged with the work of reclaiming, improving and otherwise rendering the said Kapaa Swamp sanitary and safe to public health.

SECTION 3. The moneys hereby appropriated shall be deemed to be an advancement out of the sanitation revolving fund, and so much thereof as may be expended shall be repaid into the said fund from the receipts of the sale of any lots or land in the reclaimed area.

SECTION 4. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 133

[H. B. No. 130]

AN ACT TO AMEND CHAPTER 103 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO INCOME TAX.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1390 of Chapter 103 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1390. Income includes what. In estimating the gains, profits and income of any person or corporation, there shall be included all income derived from interest upon notes, bonds and other securities, except such bonds of the Territory or of municipalities created by this Territory, the principal and interest of which are by the law of their issuance exempt from all taxation; profits realized within the taxation period from sales of real estate, including leaseholds purchased as hereinafter in this section specified; dividends upon the stock of any corporation; the amount of all premiums on bonds, notes or coupons; the amount of sales of all movable property, less the amount expended in the purchase or production of the same, and in the case of a person not including any part thereof consumed directly by him or his family; money and the value of all personal property acquired by gift or inheritance, and all other gains, profits and income derived from

any source whatsoever during said taxation period. Provided that when income consists of rent received under a paid-up lease, or of rents or other moneys received as payments in advance for a period of more than one year under leases or other contracts providing for deferred payments or payments in installments over a definite term of years, the taxpayer may apportion the moneys so received to and among such years equally over the period covered by such lease or contract, and only such portion of such income shall be included in each taxation period.

Taxable gains and profits upon the sale of real estate shall be determined as follows:

In case the real estate sold shall have been acquired by the seller within five years preceding the sale thereof, the taxable gain or profit shall be the difference obtained by subtracting the purchase price from the sale price; in case the property sold shall have been held by the seller for more than five years, then the taxable gain or profit shall be the difference between the value of such property five years before the date of sale, and the sale price. Gains and profits upon real estate disposed of upon executory contract shall be determined in a similar manner, except that only that ratio of the tax due shall be payable in any one year as the total amount received by the buyer in any one year, bears to the total sale price."

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 134

[H. B. No. 278]

AN ACT AUTHORIZING AND DIRECTING THE DEPARTMENT OF PUBLIC INSTRUCTION TO ESTABLISH AND MAINTAIN A TWO-GRADE SCHOOL AT NEW MILL, WAHIAWA, IN THE DISTRICT OF KOLOA, COUNTY OF KAUAI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The department of public instruction shall establish and maintain a two-grade school at New Mill, Wahiawa, in the District of Koloa, County of Kauai.

SECTION 2. The department of public instruction shall make rules and regulations in the manner provided by law as it may deem necessary as to the requirements of entrance thereto.

SECTION 3. Said school shall be free and open alike to all persons desiring to avail themselves of its advantages and who may be able to conform to the requirements for entering the same subject to the rules and regulations established for said school.

SECTION 4. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 135

[H. B. No. 307]

AN ACT TO AMEND SECTION 268 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO SENTENCES AND EXECUTION OF THE SAME.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 268 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 268. Sentence, how to be executed. It shall be the duty of the High Sheriff or his Deputy, or the Sheriff or Deputy Sheriff of any County or City and County, whenever so required by the order of the Commander in Chief of the Military Forces, or by the precept or mandate of the Governor, and upon and in conformity therewith, to execute and carry out the sentence of any military commission or court martial convened, or to be convened, in the manner and at the time and place designated in the order approving the findings and proceedings of and confirming or modifying the sentence imposed by such military commission or court martial."

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 136

[H. B. No. 365]

AN ACT TO AMEND ACT 124 OF THE SESSION LAWS OF 1925, RELATING TO THE KEEPING OF CLEAN SIDEWALKS IN THE CITY AND COUNTY OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Act 124 of the Session Laws of 1925 is hereby amended to read as follows:

"Section 1. After the establishment of the grades of streets within the City of Honolulu and the construction of such streets and adjacent sidewalks under the law relating to highways and the construction thereof at the whole or partial cost of the abutting property owners, all property owners whose frontage abuts or adjoins such streets and sidewalks shall, after the construction of said streets and sidewalks, continuously maintain, and keep clean, passable and free from weeds and noxious growths the whole of such sidewalk as may abut or front upon his premises and property.

Section 2. If such owner, after receiving notice from the City and County of Honolulu fails, within twenty days of such notice, to clean such sidewalk, or fails and neglects to keep such sidewalk clean and free from weeds and noxious growths, then and thereupon the City and County of Honolulu shall proceed to clean such sidewalk, as may be reasonably required under the provisions of this Act, and the cost thereof shall be charged to and against such property owner and shall be collected from such property owner, if not immediately paid, by suit or action in the District Court of Honolulu.

Section 3. The notice mentioned in Section 2 of this Act shall be sent to such property owner by mailing the same to his last known place of abode, or address and, as well, by posting a copy of such notice on the premises, of such owner, abutting or adjacent to the particular sidewalk requiring the attention, work and service indicated in this Act.

Section 4. The necessity and the reasonableness of the attention, work and service indicated in this Act shall be wholly vested in the judgment of the Board of Supervisors of the City and County of Honolulu.

Section 5. The City and County of Honolulu, by and through its Board of Supervisors, is expressly charged with the execution of the provisions of this Act."

SECTION 2. This Act shall take effect upon its approval.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 137

[S. B. No. 12]

AN ACT TO AMEND SECTIONS 89 AND 128 OF CHAPTER 10 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO THE DISPOSITION OF ELECTION RECORDS, ETC.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Subdivision 12 of Section 89 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"12. To transmit to the County Clerk, immediately after every general election, the roster of voters furnished by the County Clerk and a list showing the names of all electors on said roster of voters failing to vote."

SECTION 2. Section 128 of Chapter 10 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 128. Records, etc.; disposition. At the completion of the count, after the close of the polls and the public announcement of the same, the inspectors shall immediately, in the presence of the candidates or of their agents, and of any voters desiring to be present, make up into a packet all of the ballots sent to the inspectors by the Secretary of the Territory, including all blank ballots whether used or not, and all printed ballots used, canceled or rejected; together with the register and detailed record of voters received from the board of registration, and all other records appertaining to the election, except the Roster of Voters and the copies of the result of the election in this chapter directed to be sent to the Secretary of the Territory; the Roster of Voters shall be delivered by one of the inspectors, or by registered mail in an envelope provided by the County Clerk for such purpose, to the Clerk of the County in which the voting precinct is located.

Such packet shall be sealed by the inspectors with their own seal or seals, and the seals of such candidates or agents of candidates as may desire to seal the same.

The inspectors shall thereupon mark such packet on the outside with the name and title of the Secretary of the Territory, and a description of the contents thereof substantially as follows, viz: 'Records of election for.....19.... representative district number.....polling precinct number.....island of.....' and immediately forward the same to the Secretary of the Territory. Such packet shall not be opened or examined except in the presence of a justice of the Supreme Court and after such examination it shall be re-sealed in the presence of such justice.

After the next general election, the ballots may be destroyed by the Secretary of the Territory and the other election records opened and filed in the office of the Secretary of the Territory."

SECTION 3. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 138

[H. B. No. 39]

AN ACT TO AMEND SECTION 189 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO INVENTORIES BY COUNTY OFFICERS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 189 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 189. By county officers. It shall be the duty of the chairman of the board of supervisors in each county of the territory and the mayor of the City and County of Honolulu, in the month of January of each year, to prepare and file with the tax assessor of the taxation division in which such property is situate a return or inventory, sworn to before a person authorized by law to administer oaths, containing a full, true and correct list by detailed items of all property of whatsoever nature, as of January

1, of the year for which such return is made, belonging to such county or city and county and of all property, as of January 1 of the year for which such return is made, of all property belonging to the Territory of Hawaii and in the use, custody or possession for the time being of such county or city and county or any of the officers thereof, and containing further, opposite each item, a statement of the full cash value of the property therein named according to the best knowledge, information and belief of the officer making such return."

SECTION 2. This Act shall take effect from and after its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 139

[H. B. No. 21]

AN ACT TO AMEND SECTION 324 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO PUBLIC INSTRUCTION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 324 of the Revised Laws of Hawaii 1925, is hereby amended so as to read as follows:

"Section 324. Attendance compulsory; exceptions. The attendance of all children from six to fourteen years of age, at either a public or private school, is obligatory and it shall be incumbent upon all parents, guardians and others having the responsibility and care of children of such ages, to send them to some such school; provided that such attendance shall not be compulsory in the following cases:

First. Where the distance to the nearest school exceeds four miles and no suitable transportation is provided;

Second. Where such child shall be physically or mentally unable to attend school, of which fact the certificate of a duly licensed physician shall be sufficient evidence;

Third. When a competent person is employed as tutor in the family wherein such child resides and proper instruction is thereby imparted;

Fourth. Where any child of not less than the age of thirteen years shall have passed the required examination of both primary and grammar school grades, as such requirements shall from time to time exist, provided he shall be suitably employed;

Fifth. Where, upon investigation by the Juvenile Court, when feasible, or by the district magistrate, it has been shown that for any other reason the child may properly remain away from school;

Sixth. When any child has attained the age of fourteen years and has not completed the fifth grade, such child may be dropped by the supervising principal, on the recommendation of the principal; provided, however, that an appeal may be taken on behalf of such child from such action to the superintendent of public instruction within ten days from the date of such action;

Seventh. If, for any reason, any child shall become a detriment to the morals and discipline of any school, such child may be dropped by the supervising principal, on the recommendation of the principal, provided, however, that an appeal may be taken on behalf of such child from such action to the superintendent of public instruction within ten days from the date of such action."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 140

[S. B. No. 2]

AN ACT MAKING APPROPRIATIONS FOR THE CONSTRUCTION, AT KAPAAU, NORTH KOHALA, HAWAII, OF A LIBRARY BUILDING, FOR IMPROVEMENT TO GROUNDS, AND FOR NECESSARY EQUIPMENT FOR SAID LIBRARY BUILDING; AND FOR THE MAINTENANCE OF LIBRARY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of ten thousand dollars ($10,000.00) is hereby appropriated out of any moneys in the treasury of the Territory of Hawaii, for the construction, at Kapaau, North Kohala, Hawaii, of a library building, for improvements to the grounds,

and for the necessary equipment for said library building; provided, such building is erected on government owned property.

SECTION 2. The sum of two thousand dollars ($2,000.00) is also hereby appropriated for the maintenance of the library for the biennial period ending June 30, 1929.

SECTION 3. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 141

[S. B. No. 113]

AN ACT TO AMEND SECTION 1618 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO SALARIES OF COUNTY OFFICERS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Such portions of Section 1618 of the Revised Laws of Hawaii 1925, as relate to the salaries of the county officers of the County of Maui as enumerated hereinbelow are amended to read as follows:

	Per Annum
Members of the Board of Supervisors of the County of Maui, each	$1,200.00
Sheriff of the County of Maui	4,800.00
Clerk of the County of Maui	3,300.00
Auditor of the County of Maui	3,600.00
County Attorney of the County of Maui	4,800.00
Treasurer of the County of Maui	3,600.00
Deputy Sheriff of the District of Lahaina	2,700.00
Deputy Sheriff of the District of Wailuku	3,600.00
Deputy Sheriff of the District of Hana	1,980.00
Deputy Sheriff of the District of Makawao	3,000.00
Deputy Sheriff of the District of Molokai	1,980.00

SECTION 2. This Act shall take effect upon the first day of July, A. D. 1927.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 142

[S. B. No. 143]

AN ACT APPROPRIATING THE SUM OF FORTY-SEVEN THOUSAND TWO HUNDRED FORTY AND 20/100 DOLLARS ($47,240.20) FOR REIMBURSING THE CITY AND COUNTY OF HONOLULU FOR THE COST OF PAVING CERTAIN PORTIONS OF STREETS IN FRONTAGE IMPROVEMENT NOS. 23, 25, 26, 29 AND 32, AND IMPROVEMENT DISTRICT NOS. 9, 10 AND 14.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of forty-seven thousand two hundred forty and 20/100 dollars ($47,240.20) is hereby appropriated, out of the general fund of the Territory of Hawaii, for the purpose of reimbursing the City and County of Honolulu for payments made by it on assessments for street improvement on streets in Frontage Improvement Nos. 23, 25, 26, 29 and 32, and Improvement District Nos. 9, 10 and 14, such payments having been made under the provisions of Section 2 of Act 191 of the Session Laws of 1925.

SECTION 2. The said sum of forty-seven thousand two hundred forty and 20/100 dollars ($47,240.20) shall be paid to the Treasurer of the City and County by warrants drawn by the Auditor of the Territory of Hawaii.

SECTION 3. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 143

[S. B. No. 165]

AN ACT TO AMEND SECTION 1618 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO SALARIES OF COUNTY OFFICERS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Such portions of Section 1618 of the Revised Laws of Hawaii 1925, as relate to the salaries of the officers of

the County of Kauai, as enumerated hereinbelow, are amended so as to read as follows:

	Per Annum
Members of the Board of Supervisors of the County of Kauai, each	$1,200.00
Sheriff of the County of Kauai	4,200.00
County Clerk of the County of Kauai	3,600.00
Auditor of the County of Kauai	3,600.00
County Attorney of the County of Kauai	4,200.00
Treasurer of the County of Kauai	3,600.00

County of Kauai:

Deputy Sheriff of the District of Waimea	2,400.00
Deputy Sheriff of the District of Koloa	2,340.00
Deputy Sheriff of the District of Lihue	2,700.00
Deputy Sheriff of the District of Kawaihau	2,340.00
Deputy Sheriff of the District of Hanalei	2,100.00

SECTION 2. This Act shall take effect July 1, 1927.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 144

[S. B. No. 172]

AN ACT AUTHORIZING THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF HONOLULU TO APPROPRIATE THE SUM OF ONE THOUSAND FIVE HUNDRED THIRTY-SIX AND 77/100 DOLLARS ($1,536.77) FOR THE PURPOSE OF REIMBURSING THE SOCIAL SERVICE BUREAU FOR MONEYS ADVANCED THE BOARD OF CHILD WELFARE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized to appropriate the sum of One Thousand Five Hundred Thirty-six and 77/100 Dollars

($1,536.77) to reimburse the Social Service Bureau for moneys advanced by it to the Board of Child Welfare to cover pensions of said Board of Child Welfare for the month of December, 1925.

SECTION 2. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 145

[S. B. No. 190]

AN ACT TO PROVIDE FOR THE PAYMENT TO THE HILO ELECTRIC LIGHT COMPANY, LIMITED, FOR FURNISHING MATERIALS, SUPPLIES, ETC., IN CONNECTION WITH THE INSTALLATION OF THE NEW ELECTRIC LIGHTING SYSTEM FOR THE KOHALA HOSPITAL, NORTH KOHALA, COUNTY OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Auditor of the Territory of Hawaii is hereby authorized and directed to draw a warrant upon the Treasurer of the Territory of Hawaii for the sum of Two Thousand Two Hundred Eight and 60/100 Dollars ($2,208.60), payable to the Hilo Electric Light Company, Limited, in payment of materials, supplies and services rendered and cash advanced in connection with the installation of the new electric lighting system for the Kohala Hospital in the District of North Kohala, County of Hawaii.

SECTION 2. The said sum shall be paid from the Loan Fund allotted and now available for the project for which provision was made in item 36 of Act 266 of the Session Laws of 1925, the said item reading "North Kohala Hospital.....$20,000.00."

SECTION 3. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 146

[S. B. No. 193]

AN ACT TO AMEND SECTIONS 1, 2, 3 AND 4 OF ACT 266 OF THE SESSION LAWS OF 1925, PROVIDING FOR PUBLIC IMPROVEMENTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Sections 1, 2, 3 and 4 of Act 266 of the Session Laws of 1925, providing for public improvements are hereby amended so as to read as follows:

"Section 1. The following sums are hereby appropriated for the following purposes out of any available moneys now in the treasury or hereafter received by the Treasurer for or on account of loan funds, and bonds may be issued as provided by law to the extent necessary to yield the amounts herein appropriated:

TERRITORIAL IMPROVEMENTS

WHARF AND HARBOR IMPROVEMENTS

(To be Expended Under the Direction of the Board of Harbor Commissioners)

OAHU:

1.	Wharf and Harbor Improvements, Honolulu Harbor including Kapalama Basin, purchase of land or other rights and/or condemnation proceedings where necessary; and construction of Pier 11 shed and dredging	1,000,000.00
2.	Acquisition of land and buildings at Queen and Fort Streets	214,141.88
2a.	Extensions to oil pipe lines	50,000.00

HAWAII:

3.	Wharf and Harbor improvements, Hilo Harbor	500,000.00
3a.	New Wharf, dredging and approach, Kailua	3,353.98

MAUI:

4.	Wharf and Harbor improvements, Kahului Harbor	500,000.00
5.	Wharf and Harbor improvements, Hana Harbor	935.00
5a.	New Wharf, dredging and approach, Molokai	4,065.97

KAUAI:

6.	Nawiliwili Wharf and terminal improvements	200,000.00

NEW BUILDINGS AND OTHER IMPROVEMENTS

7.	Completion of Territorial Department Building	230,000.00
8.	Vault for Treasurer in new Territorial Department Building	25,000.00
9.	Boys' Industrial School, new buildings and other improvements	25,000.00
10.	Purchase of land adjoining University of Hawaii, south of campus, for public purpose	200,000.00
11.	Insane Asylum	300,000.00
12.	Girls' Industrial School, buildings and equipment, water and sewerage systems and other improvements on new sites, Kawailoa	150,000.00
13.	Library of Hawaii, acquisition of site by purchase or otherwise	75,000.00
14.	Continuation of Volcano Road	250,000.00
15.	Waimea Canyon Road, Kauai	150,000.00
15a.	Reclamation of Kapaa Swamps, Kauai	257.65"

"Section 2. The following sums are also hereby appropriated for the following purposes out of any available money now in the treasury or hereafter received by the Treasurer for or on account of loan funds, and bonds may be issued as provided by law to the extent necessary to yield the amount herein appropriated; provided, that the sums specified in items 16 to 45, both inclusive shall be expended by the boards of supervisors of the respective counties or city and county, in accordance with plans and specifications prepared by the engineer of such county or city and county, subject to the provisions of Section 4 hereof.

Construction, re-location, reconstruction of roads and bridges; flood control, sewerage system; water works; pipe lines and extensions; hospitals and equipment.

OAHU:

16.	Waianae Road	400,000.00
17.	Koko Head-Makapuu Road, running towards Waimanalo by way of Makapuu	100,000.00
18.	Wahiawa Sewerage system	175,000.00
19.	Kailua and Kaneohe Water Supply	180,000.00
20.	Waimanalo Water Supply	30,000.00
21.	Waialua Water Works	40,000.00
22.	Water supply, Lualualei, Pahoa and Nanakuli homesteads	20,000.00
22a.	Hauula Water Supply	15,000.00
22b.	Acquisition of land and construction of Court House and Jail, Wahiawa	10,000.00

HAWAII:

23.	Road, North Kohala, towards South Kohala, beginning at Puuhue	200,000.00
24.	Road, North Kohala from Mahukona towards Hawi	100,000.00
25.	Belt Road, Mud Lane to Kamuela, South Kohala	30,000.00
26.	Belt Road, Honokaa towards Waimea	50,000.00
27.	Road, Honokaa towards Kukuihaele	100,000.00
28.	Belt Road, North Hilo towards Weloka	65,000.00
29.	Concrete Bridge and approaches	100,000.00
30.	Belt Road, Kau	60,000.00
31.	Belt Road, North Kona	50,000.00
31a.	Belt Road, South Kona, Kealakekua towards Hookena	50,000.00
32.	Waiolama Flood Control	135,000.00
33.	Pipe Lines and extensions, South Hilo	115,000.00
34.	North Kohala Water Works	50,000.00
35.	Hilo Memorial Hospital and equipment	25,000.00
36.	North Kohala Hospital	20,000.00

MAUI:

37.	Belt Road, Kailua toward Kopiliula	150,000.00
38.	Kula Road, beginning at end of Pukalani road and working towards Kula Sanitarium	100,000.00
39.	Survey Belt Road, Kipahulu-Kaupo	5,000.00
39a.	Sewer System, Kahului	125,000.00
40.	Kaupo Water Works	15,000.00
40a.	Kaunakakai Road towards Hoolehua	50,000.00

KAUAI:

41.	Macadamizing extension of Haena Road.....	20,000.00
42.	Concrete bridges	50,000.00
43.	Hanapepe Water Works.....	50,000.00
44.	Waimea Water Works.....	20,000.00
45.	Kekaha Water Works.....	10,000.00

In case the amount specified in any item of this section shall not be wholly required to complete the work on such item, the unrequired balance may, after completion of said item, be expended for the work specified in any of the other items for the same county or city and county, and any unrequired balance remaining after the completion of all the items in this section shall be transferred to the permanent improvement fund of the same county or city and county."

"Section 3. Each county or city and county shall pay to the Territory, on the interest dates of any bonds that may be issued by the Territory, the proceeds of which shall have been expended for such of the projects referred to in said items 16 to 45, both inclusive, as shall have been expended in such county or city and county, interest upon an amount equal to the par value of such bonds at the rate of interest specified in such bonds, and also such sums annually on the second interest date and the same date each year thereafter, during the term for which such bonds shall have been issued, whether afterwards refunded or not, that the aggregate of such sums annually paid will, compounded annually at such rate of interest, equal at the expiration of such terms, such par value; and the Auditor of the Territory is hereby authorized to deduct from the amount of any warrant or warrants otherwise issuable by him to the Treasurer of such county or city and county, such amounts when due as are required by this section, to be paid by such county or city and county and proper receipts shall thereupon be exchanged between the Treasurers of the Territory and of such county or city and county; provided, however, that such county or city and county may, at the option of its board of supervisors, pay on account of such bonds on any such interest date, any additional sum, and when the accrued values of all sums other than interest paid on account of such bonds, shall equal the par value of such bonds, all the obligations of said county or city and county in respect of such bonds, principal and interest, shall be discharged. Every such additional sum so paid shall be deposited to the credit of the sinking fund provided for by Acts of the Legislature authorizing and requiring sinking funds for the redemption of Territorial bonds written on pages 1942-3-4 of Volume II, Revised Laws of Hawaii 1925, in addition to the amount required to be deposited by said section."

"Section 4. No moneys shall be expended under items 16 to 45, both inclusive, except as to items 35 and 36 of this Act, until the methods, materials, plans and specifications proposed to be used for the construction or reconstruction of any sewerage system, water works, road or roads intended to be paid for in whole or in part with moneys provided by said items shall first be passed upon and approved by the Superintendent of Public Works. Before approving said methods, materials, plans and specifications, said Superintendent shall inspect the locality in which the said work is proposed to be done and shall familiarize himself with the local conditions affecting the said proposed work."

SECTION 2. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 147

[S. B. No. 140]

AN ACT APPROPRIATING VARIOUS SUMS TO REIMBURSE CERTAIN PERSONS FOR TAXES ILLEGALLY COLLECTED.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The following sums are hereby appropriated out of the general fund of the Territory of Hawaii, to be paid to the persons herein named, in the amounts set opposite each name, respectively, to reimburse them for income taxes illegally collected:

L. S. Aungst	$ 14.50
Eliza D. Maguire	12.68
Kauluwela Cottage Co., Ltd	391.20
Tong Fat Co., Ltd	196.45

SECTION 2. The respective amounts shall be paid by the Treasurer of the Territory upon warrants issued by the Auditor, based upon vouchers approved by the Treasurer.

SECTION 3. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 148

[H. B. No. 393]

AN ACT AMENDING SECTION 73 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO ELECTIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 73 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 73. Failure to vote at general election. The Clerk shall, within sixty days after general election in the manner prescribed in Section 72, erase the names and signatures of any elector failing to vote at such election. Any elector, whose name has been erased from such register by reason of his failure to vote at such general election, may at any time prior to the closing of the register, as provided in Section 76, have his name restored in such register by presenting himself to the Clerk of the County and again affix his signature to the register, or by making application to the Clerk in writing that his name be so restored in such register. Such application when made in writing shall be signed by the applicant in two separate places in such manner that one of such signatures may be cut from such application and pasted by the Clerk in the general county register. The Clerk shall compare such signature with the signature of such elector as previously registered, and if found by him not to be similar, he may require such application to be supported by the affidavits of at least three electors that they know the applicant and that his signature to said application is genuine. The County Clerk shall prepare and furnish, upon application, blank forms of such applications and affidavits. The signatures of all such electors so restored in such register shall be affixed and entered in the same manner provided in Section 69 and Section 71 for the registration of electors."

SECTION 2. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 149

[H. B. No. 258]

AN ACT TO AMEND SECTIONS 1083 AND 1084 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACT 33 OF THE SESSION LAWS OF 1925, RELATING TO DENTAL HYGIENISTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1083 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1083. Who may become dental hygienists. Any person of good moral character being eighteen years of age or over and holding or having a diploma or a proper certificate of graduation from an accredited high school employing at least a four-year course of instruction, who is a graduate of a training school for dental hygienists, having at least a two-year course, accredited and recognized by the Board of Dental Examiners, may, upon payment of fifteen dollars ($15.00) to the Board of Dental Examiners, be examined by said board on subjects considered essential by it for a dental hygienist. If the applicant, in the opinion of the board, successfully passes such examination, he shall be registered and receive a certificate of ability to practice as a dental hygienist in this Territory. Every registered dental hygienist, before entering practice, shall pay the said board two dollars and fifty cents ($2.50) and secure from it an annual license to practice. Before the first of May in each year, every registered dental hygienist desiring to begin or continue to practice in the Territory of Hawaii, shall pay to the Board of Dental Examiners a fee of two dollars and fifty cents ($2.50) for the annual registration thereof. The failure, neglect or refusal of any such duly licensed dental hygienist to pay such annual registration fee during the time his or her license shall remain in force shall constitute a forfeiture of such license, but such license may be restored upon written application therefor and the payment to said board of such additional sum as it may fix, not to exceed the sum of fifteen dollars ($15.00).

Two examinations shall be held in each year, one in July and one in December.

No person shall practice dental hygiene in the Territory of Hawaii, either gratuitously or for pay, or shall offer or attempt so to practice, or shall advertise or announce himself publicly or privately as prepared or qualified so to practice, without having a license as in this section provided."

SECTION 2. Section 1084 of the Revised Laws of Hawaii 1925, as amended by Act 33 of the Session Laws of 1925, is hereby further amended to read as follows:

"Section 1084. The Board of Dental Examiners may issue, without examination, to any person qualified as aforesaid to be examined, a temporary license to practice as a dental hygienist under the employ of the Department of Public Instruction, or the Board of Health or any legally incorporated eleemosynary dispensary or infirmary, private school or welfare center; such temporary license to be in force only while said dental hygienist is in the employ of the said Department of Public Instruction, Board of Health or legally incorporated eleemosynary dispensary or infirmary, private school or welfare center, and shall automatically be cancelled when said dental hygienist shall have been examined by the Territorial Board of Dental Examiners, and shall be subject to revocation by said Board of Dental Examiners at any time."

SECTION 3. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 150

[H. B. No. 273]

AN ACT TO AMEND SECTION 1073 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO THE PRACTICE OF DENTISTRY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1073 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1073. Issued on examination, when and how; fee. Any person who has reached the age of twenty-one years shall be eligible to take an examination before the Territorial Board of Examiners upon complying with the following requirements:

Applications for examination shall be made out and filed in writing with the Secretary of the Board and each such application shall be accompanied by a fee of twenty-five dollars ($25.00), which shall be retained by said Board.

Each applicant shall file, in writing, with the Secretary of the Board at least sixty days prior to the date selected by the Board for such examination the following credentials:

(a) A diploma or Certificate of Graduation from an American dental college recognized and approved by the Territorial Board of Dental Examiners;

(b) A diploma or other proper certificate from an accredited high school certifying that such applicant has had scholastic preparation or training equivalent in all respects to that usually demanded for graduation by high schools giving a four-year course of instruction in the state or territory in which such high school is located. No such certificate shall be accepted by the Board unless it shall be signed by the Superintendent of Public Instruction, or similar corresponding officer, having jurisdiction over said high school; provided, however, that an applicant who has been a duly licensed and active practitioner of dentistry in some other state of the United States for a period of five years or more may file such license, or proper evidence thereof, in lieu of the high school certificate referred to;

(c) A certificate that the applicant is of good moral character. Certificates of good moral character for applicants who are licensed in some other state of the United States shall bear the signatures and seals of the Secretary of the Board of Dental Examiners, and the Secretary of the State Dental Association of that state;

(d) A recent unmounted photograph of the applicant.

The theoretical examination administered all applicants shall be in the English language and shall include questions on the following subjects:

Anatomy, histology, physiology, anaesthesia, materia medica, pathology, bacteriology, therapeutics, oral surgery, chemistry, metallurgy, operative dentistry, prosthetic dentistry and orthodontia.

The requirements for the practical examination in operative and prosthetic dentistry shall be decided upon and announced to the applicant on the day selected for beginning the theoretical examination.

All instruments, materials and patients must be supplied by the applicant. An engine and chair shall be furnished by the Board.

Two (2) examinations shall be held each year, in July and December.

Provided, however, that the Board of Dental Examiners may issue without examination to any person qualified to be examined as herein set forth a temporary license to practice dentistry under the employ and supervision of the Department of Public Instruction, of the Board of Health, or of a legally incorporated elee-

mosynary dental infirmary or dispensary; said temporary license to be and remain in force only while said person to whom such license is issued shall be in the employ and under the supervision of said Department of Public Instruction, Board of Health, or of such eleemosynary dental infirmary or dispensary and which said temporary license shall be automatically cancelled when said person shall have been examined by the Territorial Board of Dental Examiners and it shall, further, be subject to revocation by said Dental Board at any time."

SECTION 2. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 151

[H. B. No. 160]

AN ACT TO AMEND SECTION 2484 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO POSSESSION AND CONTROL OF REAL ESTATE PENDING ADMINISTRATION, AND THE DISTRIBUTION THEREOF.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2484 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2484. Possession and control of real estate pending administration; distribution. The executor or administrator shall be entitled to the possession and control of the real estate of the decedent and to receive the rents, issues and profits thereof until the estate shall be settled or until the real estate shall be distributed to the heirs or devisees, and may make all necessary or proper expenditures for the care and protection thereof, including taxes and repairs on the buildings and other improvements thereon while under his control, for which purpose he may use such rents, issues and profits so far as necessary and available, the net balance thereof to be paid by him to the respective heirs or devisees entitled to such real estate, on the final distribution of the estate or on the prior order of the judge. The heirs or devisees may themselves, or jointly with the

executor or administrator, maintain an action or suit, for the possession of the real estate or for quieting the title thereto, or for the registration of the title thereof against anyone except the executor or administrator, but shall not be required to do so. The judge having jurisdiction of the estate may upon the application of the executor or administrator, or of any person claiming as heir or devisee at any time, order the distribution or partial distribution of the real estate and for that purpose shall determine the heirs or devisees entitled thereto, and their respective estates or interests, and no distribution shall be made without order of court. No such order or determination shall be made except after a hearing, of which notice shall have been given by publication in such newspaper as the judge may order at least once a week for four successive weeks (four insertions), the last publication to be not less than ten days previous to the time appointed for the hearing, and by such additional method, if any, as the judge may, in his discretion, prescribe. Such order shall be conclusive as to the rights of heirs and devisees, subject only to be reversed, set aside, or modified on appeal. A certified copy of such order shall be recorded in the Bureau of Conveyances of the Territory of Hawaii, and if the land affected shall have been registered in the land court, a like copy shall be filed in the office of the Assistant Registrar of said court."

SECTION 2. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 152

[H. B. No. 388]

AN ACT TO AMEND SECTION 3225 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO LAND REGISTRATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 3225 of the Revised Laws of Hawaii 1925, is hereby amended by adding after the last paragraph thereto the following, and to read as follows:

"Provided, further, that after a decree has been issued in favor of the Territory, and the land therein described has been sub-

divided, the certificate of the Surveyor of the Territory certifying to the correctness of the map, showing the subdivision, shall be competent for all purposes of the subdivision."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 153

[H. B. No. 364]

AN ACT TO AMEND SECTION 3586 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO INTEREST ON JUDGMENTS IN CIVIL SUITS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 3586 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3586. On judgments. Interest at the rate of eight per cent per annum, and no more, shall be allowed on any judgment recovered before any court in the Territory, in any civil suit."

SECTION 2. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 154

[H. B. No. 356]

AN ACT TO REQUIRE THE COUNTY AND CITY AND COUNTY ATTORNEYS TO DEFEND CIVIL SUITS AND ACTIONS AGAINST COUNTY OFFICIALS IN CERTAIN CASES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. In case any action of mandamus, injunction, or any civil action for damages in connection with the performance

of or failure to perform any official act by any officer of any County or City and County shall be instituted by anyone not an officer of the Territory or any subdivision thereof, against any such officer while in office, then upon the request of such officer, and in case the Board of Supervisors shall so require, such officer shall be defended by the County or City and County Attorney of the County or City and County of which such defendant is an officer. Provided, however, that no County or City and County Attorney shall be required to defend any officer in any matter or case out of which criminal proceedings against the officer so sued are likely to arise.

SECTION 2. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 155

[S. B. No. 138]

AN ACT TO AMEND SECTION 1 OF ACT 75 OF THE SESSION LAWS OF 1925, RELATING TO HUNTING LICENSES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1 of Act 75 of the Session Laws of 1925, is hereby amended to read as follows:

"Section 1. A new section is hereby added to the Revised Laws of Hawaii 1925, to immediately precede Section 2028 of the said Revised Laws, and to be numbered Section 2027A and to read as follows:

'Section 2027A. Every person in the Territory of Hawaii who hunts, pursues or kills any wild birds or animals or who takes, catches or fishes for any introduced fresh water game fish without first procuring a hunting or fishing license, as provided by this Act, is guilty of a misdemeanor; provided, however, that employees of, or persons who may qualify for permits to assist the Board of Agriculture and Forestry to get rid of live stock, injurious to forest growth, shall not be required to procure a hunting license for this purpose' ".

SECTION 2. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 156

[H. B. No. 313]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS OF THE COUNTY OF HAWAII TO REIMBURSE CERTAIN PERSONS FOR TAXES ILLEGALLY COLLECTED.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the County of Hawaii is hereby authorized and directed to pay to the persons hereinafter named the amounts set opposite their respective names for the purpose of reimbursing them for taxes illegally collected:

Frank Vierra Toledo	$ 29.60
Joseph N. Souza	12.51
Antone B. Serrao	32.98
Mrs. George Howard	56.54
Estate of Anthony Lidgate, Deceased	233.02

SECTION 2. These sums shall be paid upon warrants issued by the Auditor of the County of Hawaii, based upon vouchers approved by the Tax Assessor of the Third Taxation Division.

SECTION 3. This Act shall take effect upon its approval.

Approved this 25th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 157

[H. B. No. 189]

AN ACT PROVIDING PAYMENT TO CARL ONTAI AND L. AYAU, BONDSMEN UNDER SUB-CONTRACT FOR THE CONSTRUCTION OF THE WAIMANALO BEACH LOTS ROADS, FOR EXTRA WORK PERFORMED IN ACCORDANCE WITH AMENDED PLANS AND SPECIFICATIONS APPROVED BY THE ENGINEER OF THE CITY AND COUNTY OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Auditor of the Territory is hereby authorized to draw a warrant upon the Treasurer of the Territory of Hawaii

in the sum of three thousand seven hundred forty-three and 30/100 dollars ($3,743.30) payable to the order of Carl Ontai and L. Ayau, bondsmen under sub-contract for the construction of the Waimanalo Beach Lots Roads, for extra work performed in widening said roads from nine feet to fifteen feet, in accordance with amended plans and specifications duly approved by the Engineer of the City and County of Honolulu.

SECTION 2. The said sum shall be paid from funds allotted and now available under Act 147 of the Session Laws of 1925, for the construction of roads within the Waimanalo Beach Lots Tract, Waimanalo, Oahu.

SECTION 3. This Act shall take effect from and after the date of its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 158

[H. B. No. 161]

AN ACT TO PROVIDE FOR THE FILING OF CERTAIN PROBATE RECORDS WITH THE SUPREME COURT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The chief clerks of the circuit courts of the second, third, fourth and fifth circuits shall, within two years after the date of this Act, file with the Supreme Court of the Territory of Hawaii, at Honolulu, said territory, a copy of the index of all probate cases filed in their respective circuits prior to the date of approval of this Act. From and after the date of the approval of this Act, said clerks shall file with the Supreme Court of the Territory of Hawaii, at Honolulu, certified copies of all petitions for probate of wills and for the issuance of letters of administration; and also, certified copies of all orders of distribution.

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii

ACT 159

[H. B. No. 351]

AN ACT TO AMEND SECTION 2791 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO APPEAL BY TENANT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2791 of the Revised Laws of Hawaii 1925, is hereby amended so as to read as follows:

"Section 2791. Appeal by tenant; bond. An appeal from the proceedings of any magistrate under Sections 2789 and 2790, may be taken by the tenant to any circuit judge at chambers, or to the Supreme Court, at any time within one month after possession delivered by serving notice in writing thereof upon such magistrate, and by giving a sufficient bond, with good and sufficient sureties, to be approved by the magistrate, to pay the landlord all rents due and all costs of the appeal which may be adjudged against the tenant; and thereupon the magistrate shall send up a copy of the proceedings had before him, within ten days after appeal."

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 160

[H. B. No. 372]

AN ACT MAKING AN APPROPRIATION TO REIMBURSE THE HAWAIIAN PINEAPPLE COMPANY, LIMITED, AN HAWAIIAN CORPORATION, OF HONOLULU, CITY AND COUNTY OF HONOLULU, FOR MONEYS ILLEGALLY COLLECTED FROM IT AS TAXES DURING THE YEARS 1922, 1923, 1924 AND 1925.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated out of any moneys in the treasury received from general revenues, the sum of four thousand nine hundred twenty-four and 65/100 dollars ($4,924.65)

to reimburse the Hawaiian Pineapple Company, Limited, an Hawaiian corporation, of Honolulu, City and County of Honolulu, for moneys illegally collected from it as taxes for the years 1922, 1923, 1924 and 1925.

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 161

[H. B. No. 204]

AN ACT PROVIDING FOR INDIGENT RELIEF, SPECIFYING BENEFICIARIES AND MAKING AN APPROPRIATION THEREFOR.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Treasurer of the Territory of Hawaii is hereby authorized and directed to pay such sums of money from time to time to such persons as may be named and certified to the Auditor of the Territory of Hawaii as beneficiaries by a majority of the executive officers of the "Veterans Hawaii Guard 1893-1898," up to an amount which together with the expenditure provided for in Section 2 of this Act, shall not exceed five thousand dollars ($5,000.00), upon warrants issued by the Auditor of the Territory of Hawaii, during the biennial period 1927-1929, for the relief of indigent members of the "Veterans Hawaii Guard 1893-1898"; provided, however, that beneficiaries under this Act shall be limited to members of the "Veterans Hawaii Guard 1893-1898" who were employed as National Guardsmen by or on active service of the Provisional Government of Hawaii or the Republic of Hawaii during the period from January 17, 1893 to August 22, 1898, both dates inclusive; and provided further, that the amount recommended and paid to each such beneficiary shall not exceed in any one month during the biennial period, the sum of twenty-five dollars ($25.00).

SECTION 2. The Treasurer of the Territory of Hawaii is hereby authorized and directed to pay such sums of money as from time to time may be necessary for the funeral expenses of indigent members of the "Veterans Hawaii Guard 1893-1898", upon warrants issued by the Auditor of the Territory of Hawaii upon

vouchers signed by the majority of the executive officers of said Veterans; such expenses shall, however, in no individual case exceed the sum of seventy-five dollars ($75.00).

SECTION 3. The sum of five thousand dollars ($5,000.00) or so much thereof as may be necessary to meet the expenditures under this Act is hereby appropriated out of any moneys received in the treasury from the general revenues.

SECTION 4. Beneficiaries under the terms of this Act shall not be entitled to relief in case he receives any pension or other relief from the Territory of Hawaii or any political subdivision thereof.

SECTION 5. This Act shall take effect from and after July 1, 1927.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 162

[H. B. No. 52]

AN ACT TO AMEND SECTION 1325 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACTS 159 AND 160 OF THE SESSION LAWS OF 1925 AND ACT 67 OF THE SESSION LAWS OF 1927, RELATING TO PROPERTY EXEMPT FROM TAXATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1325 of the Revised Laws of Hawaii 1925, as amended by Acts 159 and 160 of the Session Laws of 1925, and by Act 67 of the Session Laws of 1927, is hereby amended to read as follows:

"Section 1325. Property exempt; public, education, religious, eleemosynary. The following real and personal property shall be exempt from taxation: real and personal property belonging to the Territory; to the Department of Public Instruction; to any County or City and County; to incorporated or private schools and in the actual use of such schools, the land of such schools exempt from taxation being limited to such area of land as may be used for building and campus ground with not more than

twenty additional acres for agricultural or dairying purposes; to the Queen's Hospital; to the Kapiolani Maternity Home; to the Leahi Home; to any other public hospital which maintains a free ward, the property of all hospitals exempt from taxation being limited to that actually in use for hospital purposes; to religious societies and in actual use of such societies, the land of such societies exempt from taxation being limited to church sites, parsonages, as long as they are occupied as such and provided the titles of the same are vested in the name of the religious societies claiming such exemptions, and burying grounds, such sites and burying grounds not to exceed twelve acres each in extent; to the Lunalilo Home;

All property, both real and personal of public library associations;

All property, both real and personal, belonging to and actually used by any Young Men's or Young Women's Christian Association which is used exclusively for the moral, physical, intellectual and religious improvement of men or women;

All property, both real and personal, belonging to and actually used by the Kaiulani Home for girls;

All property, both real and personal, belonging to and actually used by the Salvation Army at Manoa and Kaimuki;

All property, both real and personal belonging to and actually used by the Palama Settlement;

All property, both real and personal, belonging to and actually used by the Lanakila Hale;

All property, both real and personal, belonging to and actually used by the Cluett Home;

All property, both real and personal, belonging to the Boys' Detention Home, Hilo;

All property, both real and personal, belonging to the Maui County Fair and Racing Association, for the County of Maui, used for county fair and racing purposes;

All property, both real and personal, belonging to and actually used by the Aloha Circle of the King's Daughters and Sons of Hilo;

All property, both real and personal, belonging to and actually used by the Honolulu Dental Infirmary;

All property, both real and personal, belonging to and actually used by the King's Daughters Home, Kaimuki;

All property, both real and personal, belonging to and actually used by the Social Service Bureau, including the property held by it in trust for a home for aged and indigent Chinese;

All property, both real and personal, belonging to and actually used by the Susannah Wesley Home in Honolulu;

All property, both real and personal, belonging to and actually used by Hawaiian Mission Children's Society, an eleemosynary corporation, including its museum, library and cemetery;

All property, both real and personal, belonging to and actually used by the Board of the Hawaiian Evangelical Association and located at its headquarters, known as the Mission Memorial, on King Street, Honolulu, provided, however, that this general exemption shall not apply to any portion of the said property used for income producing purposes, separate and distinct from the general purposes of the association;

All property belonging to the St. Francis Hospital, situated on Liliha Street, Honolulu, used or to be used for hospital purposes, provided, however, that the said property shall be used for no other purposes than for hospital purposes;

All that land at Kalaepohaku, Kaimuki, City and County of Honolulu, held for the use of St. Louis College, provided, however, that this land is used for no other purpose than that of education;

All property, both real and personal, belonging to and actually used by the Maui Aid Association of the County of Maui;

All property, both real and personal, belonging to and actually used by the Alexander House Settlement Association of the County of Maui;

The property belonging to the Evangelical Lutheran Church, situated on Green Street, Honolulu, designated as the parsonage, and used as the residence for the pastor of said church; so long as the same shall be used for the purpose of a parsonage or residence for the pastor of said church;

The property of the Hawaiian Congregation of St. Andrew's Cathedral Parish, situated on Sierra Avenue, Kaimuki, and designated as a parsonage, and used as a residence for the pastor of said church, so long as the same shall be used for the purpose of a parsonage or residence of the pastor of said church;

The property belonging to the Epiphany Mission located at Kaimuki, designated as a parsonage and used as a residence for the pastor of said church, so long as the same shall be used for the purposes of a parsonage or residence for the pastor of said church;

All property, both real and personal, belonging to and actually used by the Hawaiian Humane Society, including the Animal Home situate at the corner of Koula and Pohukaina Streets, Honolulu;

All property, real and personal, which is now under lease to the City and County of Honolulu and under which said lease or leases the City and County is required to pay taxes, or on which the City and County is paying rent, and all property, real and personal, which may hereafter be acquired by such lease by the City and County or on which said City and County shall be required to pay rent;

The property belonging to the Hawaii Methodist Mission, situated on Hillside Avenue, Honolulu, and used as a residence for the superintendent of said Mission, so long as the same shall be used for the purposes of a parsonage or of a residence for the superintendent of the Mission;

The property belonging to the Honolulu Academy of Arts, situated on Beretania Street, Honolulu, so long as the same shall be open to the public free of charge at least three days of each week;

Such portion of the Moanalua gardens, polo grounds and golf links, all in the Ahupuaa of Moanalua and belonging to the Estate of S. M. Damon, deceased, so long as said gardens and polo grounds shall be open to the public free of charge, and so long as all the revenues derived from said golf links are devoted wholly to the maintenance and upkeep thereof;

All property, both real and personal, belonging to the Girl Scouts of Oahu, an eleemosynary organization, shall be exempt from taxation."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 163

[H. B. No. 59]

AN ACT TO AMEND SECTION 1316 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY SECTION 8 OF ACT 192 OF THE SESSION LAWS OF 1925, RELATING TO TAXATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1316 of the Revised Laws of Hawaii 1925, as amended by Section 8 of Act 192 of the Session Laws of Hawaii 1925, is hereby further amended, to read as follows:

"Section 1316. Additional property tax. In the month of May of 1927 and of each even numbered year thereafter, the territorial treasurer shall prepare, with the approval of the Governor, an estimate of the amount of money, if any, required, in addition to all other moneys estimated to be available, for the purpose of meeting the estimated probable expenditures under the territorial appropriations of general revenues until the 20th day of June of the following year, and also an estimate of the rate necessary to yield such amount, which rate, however, shall not exceed one-sixth of one per cent of the value of all real and personal property, exclusive of that mentioned in the first provision of Section 1315, as assessed for that year under Section 1315. Such property shall thereupon be subject to an additional tax at the rate so estimated for that year for the benefit of the Territory, and all provisions of law relating to the assessment and collection of such general property tax shall be applicable so far as may be to the additional tax hereby authorized. The treasurer shall notify the several assessors of such rate in said month of May."

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 164

[H. B. No. 166]

AN ACT TO AMEND SECTION 2619 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO TESTIMONY IN CRIMINAL CASES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2619 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2619. In criminal cases. Nothing herein contained shall render any person who in any criminal proceeding is charged with the commission of any indictable offense, or any offense punishable on summary conviction, compellable to give evidence for or against himself; or (except as hereinafter mentioned) shall render any person compellable to answer any question tending to criminate himself, or shall in any criminal proceeding render

any husband competent or compellable to give evidence against his wife, or any wife competent or compellable to give evidence against her husband, except in such cases where such evidence may now be given and in such cases in which the accused is charged with the commission of an offense against the person of his wife or of her husband, as the case may be; provided also that in all criminal proceedings the husband or wife of the party accused shall be a competent witness for the defense."

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 165

[H. B. No. 212]

AN ACT TO AMEND SECTION 2599 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO PROOF OF ORDINANCES, LAWS, RULES, REGULATIONS AND OTHER OFFICIAL ACTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2599 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2599. Proof of ordinances, rules, regulations and other official acts. Whenever, in any proceedings before a judge, court, administrative officer, board, commission, quasi judicial officer or other public officer, official, or body of whatsoever nature of and in the Territory of Hawaii, it shall be necessary to prove any ordinance of any county or city and county of the territory, or any law, rule, regulation, or other official act or thing promulgated or enacted by or under authority of the Constitution and laws of the United States of America, the Organic Act of the Territory of Hawaii or the laws of the Territory of Hawaii, a copy of such ordinance, bearing the certificate, as to its correctness, of the county or city and county clerk and under the seal of such county or city and county, or a copy of such law, rule, regulation or other official act or thing, printed by authority, or bearing the certificate, as to its correctness, of the official in whose

custody the original is kept, shall be admitted in evidence as prima facie proof of the contents thereof."

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 166

[H. B. No. 250]

AN ACT TO AMEND SECTION 22 OF ACT 244 OF THE SESSION LAWS OF 1925, RELATING TO THE EFFECTIVE DATE OF FRANCHISE FOR RAILWAY SYSTEM IN HILO, PUNA AND KAU, ISLAND OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 22 of Act 244 of the Session Laws of 1925, is hereby amended to read as follows:

"Section 22. Effective date. This Act shall take effect and be law from and after the date of its approval by the Governor of the Territory of Hawaii; subject, however, to the approval of the Congress of the United States, such approval of the Congress to be secured within four years from the 29th day of April, 1925."

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 167

[H. B. No. 262]

AN ACT TO PROVIDE FOR REPLACEMENT OF ORIGINAL TRACINGS OF FILE PLANS AND LAND COURT MAPS AS FILED IN THE OFFICE OF THE REGISTRAR OF CONVEYANCES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Registrar of Conveyances of the Territory of Hawaii, at such times when the original tracings of filed plans and Land Court maps on file in the Office of the Registrar of Conveyances, are found to be in such condition that satisfactory blue print copies thereof cannot be made, shall forward any such map or plan to the Surveyor of the Territory of Hawaii, with the request that another tracing thereof be made.

SECTION 2. The Surveyor, on receipt of such request and map or plan, shall prepare another tracing thereof, and shall certify that same is a true copy of the original on file in the Office of the Registrar of Conveyances, and shall file same, together with two certified blue print copies, with the Registrar of Conveyances.

SECTION 3. Any such certified tracing of a map or plan shall thereafter be regarded for all purposes as the original.

SECTION 4. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 168

[H. B. No. 266]

AN ACT TO AMEND CHAPTER 180 OF THE REVISED LAWS OF HAWAII 1925, BY ADDING A NEW SECTION THERETO TO BE KNOWN AS SECTION 3067A, AUTHORIZING THE APPOINTMENT OF THE CLERKS OF THE RESPECTIVE CIRCUIT COURTS AS GUARDIANS OF MINORS WITH ESTATES OF LESS THAN $1,000.00.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. A new section is hereby added to the Revised Laws of Hawaii 1925, to be known as Section 3067A, reading as follows:

"Section 3067A. Small estates. Whenever so requested by a parent, relative or next friend of a minor whose estate is of a value of less than one thousand dollars ($1,000.00), the court may appoint the clerk of the court of that circuit as guardian of such minor, who shall serve in such capacity, with the full powers of and under like obligations as other guardians appointed under this chapter, except that he shall not be required to give any additional bond, nor shall he be entitled to any commission or compensation except for expenses necessarily and actually incurred, nor shall he or the minor or his estate be liable for any court costs arising out of such guardianship, except the actual cost of any advertising found necessary.

Provided, further, that the right of such clerk to act as such guardian shall not be affected by reason of any increase of said estate to an amount in excess of one thousand dollars ($1,000.00) as the result of any accumulations of income accruing from the original principal of said estate or by the increase in value of said principal; and, provided, further, that if said estate shall reach in value the sum of two thousand dollars ($2,000.00) a guardian shall then be appoionted under the preceding sections of this chapter."

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 169

[H. B. No. 333]

AN ACT AMENDING SECTION 507 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO SALES BETWEEN JOINT TENANTS OF CERTAIN INTERESTS IN PUBLIC LANDS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 507 of the Revised Laws of Hawaii 1925, is hereby amended by adding thereto a new paragraph, to follow paragraph 1 thereof, to read as follows:

"In the event that any funds held by the sub-agent hereunder may not be paid to the party or parties to whom properly payable, because of the inability of said sub-agent to locate such party or parties, such funds shall, after the expiration of one year, be deposited in the treasury of the Territory and there abide the claim of any person thereto lawfully entitled; provided, that no claim to such funds shall be allowed unless such claim be made within five years after such deposit. Payment of any claim duly filed may be made if the Treasurer and Land Commissioner concur in finding such claim valid and proper, but if the claimant fails to obtain such concurrence of the Treasurer and Commissioner of Public Lands within sixty days of the filing of his claim, he may present a petition to the Circuit Court of the First Judicial Circuit in that behalf, notice whereof shall be given to the Attorney General, who may appear and defend on behalf of the Territory, and if the court render a judgment in favor of such claimant, the Treasurer shall pay the amount due without interest."

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 170

[H. B. No. 378]

AN ACT TO AMEND SECTION 2133 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO SALARIES, DISTRICT MAGISTRATES, ETC.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2133 of the Revised Laws of Hawaii 1925, is hereby amended by amending items 4, 5, 6, 7 and 8, and by adding a new item following item 8, to read as follows:

	"Per Month	Per Annum
District Magistrate, Ewa.....	150.00	1,800.00
District Magistrate, Waianae.....	115.00	1,380.00
District Magistrate, Waialua.....	130.00	1,560.00
District Magistrate, Koolaupoko.....	115.00	1,380.00
District Magistrate, Koolauloa.....	115.00	1,380.00
District Magistrate, Wahiawa.....	115.00	1,380.00"

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 171

[H. B. No. 421]

AN ACT MAKING AN APPROPRIATION FOR THE RECLAIMING OF ALAMIHI POND, IN THE DISTRICT OF LAHAINA, ISLAND OF MAUI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated out of the special fund known as the Sanitation Revolving Fund, the sum of five thousand dollars ($5,000.00) for the purpose of reclaiming and improving that property owned by the Territory of Hawaii situated in the District of Lahaina, Island of Maui, and commonly known as the Alamihi Pond.

SECTION 2. The said sum of five thousand dollars ($5,000.00) herein appropriated, or so much thereof as may be necessary, shall be disbursed on warrants drawn by the Auditor based on vouchers approved by the Superintendent of Public Works, who shall be charged with the work of reclaiming, improving and otherwise rendering the said Alamihi Pond sanitary and safe to public health.

SECTION 3. The moneys hereby appropriated shall be deemed to be an advancement out of the Sanitation Revolving Fund, and so much thereof as may be expended shall be repaid into the said fund from the receipts of the sale of any lots or land in the reclaimed area.

SECTION 4. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 172

[H. B. No. 431]

AN ACT TO AMEND SECTION 1306 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACT 180 OF THE SESSION LAWS OF 1925, RELATING TO MOTOR VEHICLE TAX.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1306 of the Revised Laws of Hawaii 1925, as amended by Act 180 of the Session Laws of 1925, is hereby further amended by adding a new proviso to follow the second proviso in the first paragraph of said section, which new proviso shall read as follow, to-wit:

"Provided further that if any person, who has paid an annual motor vehicle tax, intends to remove from this territory the vehicle on which said tax has been paid and not to bring it back to the territory during the same calendar year, he shall, upon presenting to the treasurer or his deputy, a signed and sworn certificate, stating the intention aforesaid, the date of intended shipment of the motor vehicle, the name of the steamer or vessel by which said

shipment is intended, and such other relevant facts as may be required by the treasurer, and upon surrendering his number plate, become entitled to a refund of a portion of said tax, computed at the rate of eight and one-third per centum of the annual tax for each integral month of the prospective absence of said motor vehicle from the territory during the remainder of the calendar year for which the tax has been paid. Provided further, that upon the making of said refund, and after the date of intended shipment from the territory stated in the certificate aforesaid, the motor vehicle in question shall be deemed an unlicensed vehicle and shall only be readmitted to this territory during the same calendar year upon payment to the treasurer or his deputy of the entire amount of the tax refunded as aforesaid."

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 173

[H. B. No. 445]

AN ACT TO AMEND SECTION 1256 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO SECURITY FOR FUNDS DEPOSITED IN BANKS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1256, Revised Laws of Hawaii 1925, is hereby amended by adding the following proviso at the end of the first paragraph in said section:

"Provided, however, that any of the said bonds held for or on behalf of the Territory of Hawaii in such National or State bank or banks in the continental United States as the Treasurer may select, and subject to his order, shall be deemed to be deposited with the Treasurer under the provisions of this section."

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 174

[S. B. No. 44]

AN ACT TO AMEND SECTIONS 3, 4 AND 5 OF ACT 207 OF THE SESSION LAWS OF 1919, AUTHORIZING THE ISSUANCE OF BONDS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 3 of Act 207 of the Session Laws of 1919, printed on page 1858 of the Revised Laws of Hawaii 1925, Volume II, is hereby amended to read as follows:

"Sec. 3. All bonds issued under authority of this Act shall bear interest, payable semi-annually, at a rate of not more than five per centum per annum, and be made payable or redeemable and payable at such time or times from the date of issue thereof as will comply with the provisions of an Act of Congress of the United States, approved April 30, 1900, entitled 'An Act to provide a government for the Territory of Hawaii', and any amendments thereto in effect at the date of issue of said bonds. The bonds issued hereunder may be term bonds or term bonds with the privilege upon the part of the Territory of redeeming the bonds before maturity after a specified date, or serial bonds."

SECTION 2. Section 4 of Act 207 of the Session Laws of 1919, printed on page 1859 of the Revised Laws of Hawaii 1925, Volume II, is hereby amended to read as follows:

"Sec. 4. All such bonds shall be exempt from any and all taxes whatsoever, and the payment of the principal and interest thereof shall constitute a charge upon the consolidated revenues of the Territory. In each and every year while any bonds of the Territory of Hawaii are outstanding and unpaid there shall be levied upon all taxable property of the Territory a tax sufficient to pay the interest and principal of said bonds at maturity. The Territorial Treasurer shall include in the annual tax levy the amount of interest maturing on all outstanding bonds of the Territory during the ensuing calendar year, together with the amount of principal of all serial bonds of the Territory maturing. He shall also, each year, estimate the amount which, if levied annually thereafter, together with the funds then in the sinking fund, and the accumulations of interest thereon, will produce an amount sufficient for the purpose of retiring all term bonds then outstanding as they respectively become due and payable, and if the then amount of annual sinking fund contributions is not adequate to produce a sum sufficient to retire all term bonds as they mature, he

shall prepare and present to the next succeeding Legislature of the Territory of Hawaii a special report giving the pertinent facts in the premises. All such taxes shall be levied, assessed and collected at the same time and in the same manner as other taxes of the Territory of Hawaii are required to be assessed, levied and collected."

SECTION 3. Section 5 of Act 207 of the Session Laws of 1919, printed on page 1859 of the Revised Laws of Hawaii 1925, Volume II, is hereby amended to read as follows:

"Sec. 5. The proceeds of bonds so issued shall be exclusively devoted to public improvement purposes as defined and expressed in acts of the Legislature providing for public improvements under which issue of bonds are authorized and in such order as the Governor shall determine; provided, however, that the premiums received from the sales of bonds shall be deposited to the credit of the sinking fund and any surplus created in the sinking fund shall be used to reduce the amount of tax levied for sinking funds."

SECTION 4. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 175

[S. B. No. 51]

AN ACT MAKING AN APPROPRIATION TO REFUND TO THE TRUSTEES OF THE ESTATE OF JAMES CAMPBELL, DECEASED, THAT PORTION OF THE TAXES PAID BY SAID TRUSTEES ON CERTAIN LANDS FOR THE PERIOD SAID LANDS WERE OWNED AND USED BY THE TERRITORY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated, out of the general fund of the Territory of Hawaii, the sum of two thousand five hundred ninety and 50/100 dollars ($2,590.50) to be paid to H. M. von Holt, A. N. Campbell and R. W. Shingle, Trustees under the Will and of the Estate of James Campbell, deceased,

being that portion of the taxes paid by said Trustees on the land at the corner of Fort and Queen Streets, and land at Likelike, Hotel and Punchbowl Streets, Honolulu, acquired by the Territory through condemnation proceedings, for the period during which said lands were owned and used by the Territory of Hawaii.

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 176

[S. B. No. 135]

AN ACT REIMBURSING CITY CONSTRUCTION COMPANY, LIMITED, FOR LOSSES UNDER A GENERAL LEASE BASED UPON A MISTAKE OF FACT BY THE TERRITORY AND THE LESSEE.

WHEREAS, the Commissioner of Public Lands advertised for sale a general lease of the privilege of taking sand from certain government lands at Waahila, City and County of Honolulu, under the belief that there existed at least a year's supply of sand therein, and consequently under the condition that at least one year's minimum rent of Two Thousand Five Hundred Dollars ($2,500.00) be paid in advance; and

WHEREAS, City Construction Company, Limited, was the successful bidder on said lease, also acting under the belief that there existed at least one year's supply of sand therein, and paid the said first year's minimum rental; and

WHEREAS, the entire sand deposit on said lands was exhausted at the end of the first six months of said lease, and before the royalty on the sand taken under said lease even equaled the first six months' minimum rental; and

WHEREAS, City Construction Company, Limited, still owes the Territory, through the Commissioner of Public Lands, the sum of Five Hundred Thirty-eight and 28/100 Dollars ($538.28) for sand taken from said land prior to the lease under the mistaken belief that it was working on Bishop Estate lands, now, therefore,

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of One Thousand Two Hundred Fifty Dollars ($1,250.00) is hereby appropriated, from the general revenues of the Territory, to be paid to City Construction Company, Limited, as reimbursement for the second six months' advance rental required under lease of right to take sand from government land at Waahila, City and County of Honolulu, upon presentation to the Auditor of a receipt in full from the Commissioner of Public Lands for said sum of Five Hundred Thirty-eight and 28/100 Dollars ($538.28) still due from City Construction Company, Limited, for sand taken prior to said lease.

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 177

[S. B. No. 199]

AN ACT TO AMEND ACT 123 OF THE SESSION LAWS OF 1923, RELATING TO PENSIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Act 123 of the Session Laws of 1923, is hereby amended to read as follows:

"Section 1. The Board of Supervisors of the County of Maui is hereby authorized and directed to pay each month, beginning with the month of July, 1927, for the term of the respective life of each of said beneficiaries under this Act, the sums set opposite the respective names as follows:

	Per Month
Joe Anjo	$ 40.00
Sam Anuhu	20.00
Sam Akahi	20.00
Ukiki Aola	35.00
Mrs. Aki (C. Sardina)	20.00
Mrs. Charles B. Cockett	45.00

Manuel Duarte	20.00
Mrs. K. Hookano	20.00
Holiona	20.00
Ikoa	20.00
Lono Kailua	20.00
Kaleialoha	20.00
T. Kahuhu	20.00
Kaihui Kalepa	20.00
D. Kainuwai	20.00
George P. Kaumakaole	20.00
D. Kane	20.00
Makau	20.00
Makalawelawe	20.00
George Maxwell	45.00
William A. McKay	100.00
Mrs. H. Paemoku	20.00
Mrs. M. Paresa	50.00
Manuel Sequeira	40.00
Ricard A. Silva	50.00
Kikau Sylva	20.00
M. P. Waiwaiole	50.00
Oliver White	20.00
Charles Wilcox	200.00

provided, however, that no beneficiary under this Act shall be permitted to draw the amount specified in the Act if said beneficiary is holding any salaried position of the Territory of Hawaii or any political subdivision thereof, and provided further, that pensions for widows under this Act shall cease upon their remarriage."

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 178

[S. B. No. 203]

AN ACT MAKING AN APPROPRIATION TO PAY THE CLAIM OF MANUEL J. GONSALVES FOR IMPROVEMENTS MADE BY HIM ON CERTAIN GOVERNMENT LAND AT KEWALO.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of four hundred dollars ($400.00) is hereby appropriated out of the general revenues of the Territory for the payment of the claim of Manuel J. Gonsalves for the cost to him of filling to grade that certain parcel of land containing an area of 2500 square feet, known as the Southerly half of Lot 5, Block 12, of the "Kewalo Tract", as shown on the "Map of lots at Kewalo, Honolulu, as platted for Charles S. Desky", filed in the office of the Registrar of Conveyances, in Book 162, pages 222 to 227, which parcel of land was purchased by the said Manuel J. Gonsalves, on March 26, 1897, from C. S. Desky, who, at that time, had no title, the Territory of Hawaii being then and now the owner of the legal title thereto.

The sum herein appropriated shall be paid by warrant drawn by the Territorial Auditor, upon the said Manuel J. Gonsalves executing and delivering to the said Auditor a receipt in full for all claims connected with the filling of said land and a quit-claim deed to the Territory for said property.

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 179

[S. B. No. 204]

AN ACT TO PROVIDE FOR THE PAYMENT OF THE CLAIM OF MANUEL J. GONSALVES FOR TAXES ILLEGALLY COLLECTED FROM HIM ON CERTAIN GOVERNMENT LAND AT KEWALO.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to appropriate and

pay to Manuel J. Gonsalves the sum of Twelve Hundred Dollars ($1200) for taxes collected from him for the past thirty (30) years on that certain parcel of land, containing an area of 2500 square feet, known as the Southerly half of Lot 5, Block 12, of the "Kewalo Tract", as shown on the map entitled "Map of Lots at Kewalo, Honolulu, as platted for Charles S. Desky", filed in the office of the Registrar of Conveyances, in Book 162, pages 222 to 227, which parcel was purchased by said Manuel J. Gonsalves on October 26, 1897, from said C. S. Desky, who, at that time, had no title thereto, the Territory of Hawaii being then and now the owner of the legal title thereto.

Upon the making of such an appropriation, the Auditor of the City and County of Honolulu is authorized and directed to draw his warrant on the Treasurer of said City and County for said amount in favor of Manuel J. Gonsalves, upon receiving a receipt from him in full for said taxes, and a statement from the Auditor of the Territory that a quit-claim deed for said land in favor of the Territory had been executed and delivered.

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 180

[S. B. No. 229]

AN ACT TO AMEND SECTION 2463 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO EQUITY JURISDICTION AND PROCEDURE OF CIRCUIT COURTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2463 of the Revised Laws of Hawaii 1925, is hereby amended by inserting, between the paragraphs next to the last and the last, a new paragraph to read as follows:

"Suits for the determination and declaration of heirs of deceased persons."

SECTION 2. This Act shall take effect upon its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 181

[S. B. No. 250]

AN ACT AUTHORIZING AND EMPOWERING THE BOARD OF SUPERVISORS OF THE COUNTY OF HAWAII TO APPROPRIATE FUNDS FOR FIRE PROTECTION IN THE CITY OF HILO, COUNTY OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the County of Hawaii is hereby authorized and empowered to appropriate and expend, out of its Permanent Improvement Fund, the sum of Fifteen Thousand Dollars ($15,000.00), or so much thereof as may be necessary for the purpose of purchasing a Fire Engine or Fire Engines, including the necessary equipment or equipments.

SECTION 2. This Act shall take effect from and after its approval.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 182

[S. B. No. 240]

AN ACT TO AMEND PORTIONS OF SECTION 1315 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY SECTION 7 OF ACT 192 OF THE SESSION LAWS OF 1925, RELATING TO TAXATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. That portion of Section 1315 of the Revised Laws of Hawaii 1925, as amended by Section 7 of Act 192 of the Session Laws of 1925, appearing as subdivision 3, on page 545 of said Revised Laws, is hereby amended to read as follows:

"3. Interest on term and serial bonds, sinking fund for term bonds, and principal of all serial bonds maturing the following year.

Said Section 1315 of said Revised Laws is further amended by amending the first paragraph which appears on page 547 to read as follows:

"In subdivision 3 (interest on term and serial bonds, sinking fund for term bonds, and principal of all serial bonds maturing the following year) shall be included necessary amounts of interest on term and serial bonds, sinking fund for term bonds, and the principal of all serial bonds maturing the following year, if any, but not including bonds the interest and sinking fund of which are to be paid out of revenue specifically provided for in the law or act under which the bonds are issued."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 183

[H. B. No. 137]

AN ACT TO AMEND A PORTION OF SECTION 2544 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO FEES OF EXECUTORS, ADMINISTRATORS, TRUSTEES AND GUARDIANS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The first six paragraphs of that portion of Section 2544 of the Revised Laws of Hawaii 1925, which is entitled "Fees and Expenses of Executors, Administrators and Guardians" are hereby amended so as to read as follows:

"Fees and expenses of executors, administrators, trustees and guardians: Upon all moneys received in the nature of revenue or income of the estate, such as rents, interest and general profits, executors, administrators, trustees and guardians shall be allowed as commissions payable out of the income, ten per cent for the first thousand dollars, seven per cent for the next four thousand dollars, and five per cent for all over five thousand dollars, such commissions to be allowed upon each accounting when made but not oftener than once a year.

Upon the principal of the estate, executors and administrators shall be allowed as commissions payable out of the principal at the close of administration, five per cent for the first thousand dollars, four per cent for the next nine thousand dollars, three per cent for the next ten thousand dollars, two per cent for the next thirty thousand dollars and one per cent for all over fifty thousand dollars, the amount of such principal for this purpose to be the appraised value of the estate as of the death of the decedent.

Upon the principal of the estate, trustees and guardians shall be allowed as commissions, one per cent on the value at the inception of the trust payable at such inception out of the principal, one per cent on the value of all or any part of the estate upon final distribution thereof payable at such termination out of the principal, and two and one-half per cent upon all cash principal received after the inception of the trust and neither being nor representing principal upon which said two and one-half per cent has previously at any time been charged, payable at such receipt out of the principal, and two and one-half per cent upon the final payment of any cash principal prior to the termination of the trust, payable at said final payment out of the principal. For the purposes of this paragraph, the value of the estate shall be determined in such manner as the court may approve.

Such further allowances may be made as the court shall deem just and reasonable for special services. All contracts between an executor, administrator, trustee or guardian and an heir, devisee, legatee, ward, or a beneficiary other than the creator of the trust, for higher compensation than is allowed in this section shall be void.

These provisions shall apply as well to future accounting in existing estates as to new estates."

SECTION 2. This Act shall take effect on January 1, 1928.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 184

[H. B. No. 217]

AN ACT TO AMEND SECTION 2430 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO THE REFUSING, GIVING AND MODIFYING OF REQUESTED INSTRUCTIONS TO JURIES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2430 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2430. Requested instructions; refusing, giving, modifying. Where requests for instructions are presented, as provided in Section 2429, an argument thereon may be made by the respective counsel, previous to the court passing thereon. Whenever instructions are asked which the court cannot give, he shall, in the margin thereof, write the word 'refused', and such instructions as the court approves he shall designate by writing in the margin the word 'given'. It shall also be competent for the court to modify an instruction so requested, and to give it in its modified form, but in such manner that it shall distinctly appear what instruction was given, and what refused, in whole or in part. Instructions given without objection at the time of settlement to the giving thereof shall be marked 'given by agreement' and no exception thereto shall be allowed. All written requests for instructions shall be filed in the cause, and shall form a part of the record therein; and the court shall in no case orally qualify, modify or explain the same to the jury."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 185

[S. B. No. 237]

AN ACT TO AMEND SECTION 67 OF CHAPTER 10, REVISED LAWS OF HAWAII 1925, RELATING TO ELECTIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 67 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 67. Registration and re-registration of voters. No person shall be entitled to vote at any election, primary, general, territorial, municipal or otherwise, or to be listed upon any county or city and county general register, or upon any precinct list after July 1, 1919, who shall fail to register, commencing from and after July 1, 1919, in any county, and from and after July 1, 1927, in the city and county of Honolulu, with the formalities and subject to the restrictions and qualifications required by law as of an original registration."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 186

[H. B. No. 283]

AN ACT TO AMEND SECTIONS 1335 AND 1336 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO TAXATION RETURNS BY AND LIABILITY OF FIDUCIARIES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1335 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1335. Fiduciaries; tax returns. Every executor, administrator, trustee, guardian or other fiduciary shall make a re-

turn for taxation of the property represented by him in said capacity separate and apart from his own individual tax return."

SECTION 2. Section 1336 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1336. Same; liability. Every such executor, administrator, trustee, guardian or other fiduciary shall be answerable as such for the performance of all such acts, matters or things as are required to be done by this chapter in respect to the assessment of the property he represents in his fiduciary capacity, and he shall be liable as such fiduciary for the payment of taxes thereon up to the amount of the available property held by him in his fiduciary capacity, but he shall not be personally liable. He may retain out of the money or other property which he may hold or which may come to him in his fiduciary capacity so much as may be necessary to pay such taxes or to recoup himself for the payment thereof, or he may recover the amount thereof paid by him from the beneficiary to whom the property shall have been distributed."

SECTION 3. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 187

[H. B. No. 346]

AN ACT RELATING TO INTEREST ON BONDS IN TRUST ESTATES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. When any trust estate shall include a bond, the gross income derived from the bond shall be considered to be, for the purpose of accounting and of division between income and principal, the interest received at the contract rate expressed in the bond without deduction if the bond is redeemed, sold or otherwise disposed of below the purchase price or below its value when received, and without addition if it is redeemed, sold or otherwise

disposed of above the purchase price or above its value when received.

SECTION 2. This Act shall take effect on January 1, 1928.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 188

[H. B. No. 360]

AN ACT TO AMEND SECTION 3372 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO PROCEEDINGS AFTER DISSOLUTION OF CORPORATIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 3372 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3372. Upon the annulment of the charter of any corporation, or upon its dissolution by expiration of its charter, or otherwise, unless other persons shall be appointed by the Legislature, the Treasurer, or by some court of competent authority, the directors or managers of the corporation, by whatever name known in law, shall be trustees for the creditors and stockholders, with full powers to settle the affairs of the corporation. Under the name of trustees of the corporation, they may, by suit or otherwise, collect and pay the outstanding debts, and divide among the stockholders the moneys and other properties that shall remain after payment of the debts and necessary expenses. And they shall be jointly and severally liable to the creditors and to the stockholders to the extent of the corporation property which shall come into their hands.

The trustee or trustees shall forthwith advertise, once in each of four successive weeks, in some newspaper of general circulation published in the Territory, in the same language or languages as theretofore required by the Treasurer with respect to the publication of notice of dissolution under Section 3370, a notice to all creditors of the corporation to present their claims, at a place to

be desginated in the notice, within ninety days from the first publication of the notice. All claims not so presented shall be forever barred."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 189

[S. B. No. 66]

AN ACT CREATING A SPECIAL REVOLVING FUND IN THE DEPARTMENT OF PUBLIC INSTRUCTION, TO BE KNOWN AS THE SPECIAL VOCATIONAL FUND, AND PROVIDING FOR THE EXPENDITURE THEREOF.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby created a special revolving fund to be known as the Special Vocational Fund. Said fund shall consist of such moneys as may be appropriated for this purpose from time to time by the Legislature of the Territory for this purpose, any reimbursement received from appropriations for vocational education made by the Congress of the United States, any moneys which may be received from the sale of products made by vocational schools and classes, and such other moneys as may be specifically designated.

SECTION 2. The fund so created may be used by the Department of Public Instruction for the payment of salaries of part-time and evening teachers, for the training of vocational teachers, for the expenses of holding vocational conferences, for travel to vocational conferences, for the payment of such portions of salaries of employees of the Department of Public Instruction as will later be returned to this fund as reimbursement from Federal vocational education funds, for the purchase of special equipment and supplies for vocational classes, etc.

SECTION 3. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 190

[S. B. No. 71]

AN ACT TO AMEND CHAPTER 53 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO CRUELTY TO ANIMALS, BY ADDING A NEW SECTION THERETO TO BE DESIGNATED AS SECTION 714A.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Chapter 53 of the Revised Laws of Hawaii 1925, is hereby amended by adding thereto a new section, to follow Section 714, and to be designated Section 714A, reading as follows:

"Section 714A. Any person who shall carry or transport any domestic animal upon the running board or fenders of any automobile, or shall permit any domestic animal to ride upon the running board or fenders of any automobile while the same is in motion, unless such animal shall be protected by a frame work or other device, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum of not more than twenty-five dollars ($25.00).

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 191

[S. B. No. 251]

AN ACT RATIFYING AND CONFIRMING PAST CARE OF INDIGENTS BY THE COUNTIES AND CITY AND COUNTY, GRANTING AUTHORITY TO CARE FOR INDIGENTS UNTIL JULY 1, 1929, AND REQUIRING A REPORT THEREON.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. An indigent is a person without means of subsistence, for the support of whom no other person or agency is liable.

SECTION 2. Provision heretofore made by the counties and city and county for the care of indigents is hereby ratified and confirmed.

SECTION 3. The counties and city and county shall have the power to make proper provision for the care of indigents until July 1, 1929.

SECTION 4. The counties and city and county shall report to the Legislature of 1929 the number of indigents cared for, the methods used, and the amounts expended, together with recommendations for future measures for the care of such indigents.

SECTION 5. The Auditors of the respective counties and city and county shall, at least once every six months, publish in some newspaper of general circulation in the respective counties and city and county, in the English language, a list containing the number of indigents cared for, the name of each and the amounts received by each indigent.

SECTION 6. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 192

[S. B. No. 163]

AN ACT AUTHORIZING AND REQUIRING SINKING FUNDS FOR THE REDEMPTION OF COUNTY AND CITY AND COUNTY BONDS, AND REPEALING ACTS 63 AND 153, SESSION LAWS 1925, RELATING TO SINKING FUND OF THE CITY AND COUNTY OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Sinking Fund. The treasurer of each county or city and county is authorized, empowered and required to establish as a special deposit in the treasury of the county or city and county a sinking fund, with which to pay any present or future bonded indebtedness of the county or city and county, exclusive, however, of serial bonds, the payment of which is spread equally over a

period of years from a definite date after the date of issue of such bonds, and on the second interest paying date of any county or city and county bond issue hereafter made, whether the same is a refunding bond issue or otherwise, and on the same date each year thereafter, until the maturity date, he shall transfer from the current receipts of the county or city and county provided by law for such purpose or which may be set aside by the Board of Supervisors for such purpose and deposit to the credit of such sinking fund, such a sum of money that the aggregate of such sums of money so annually deposited with the interest thereon, will, compounded annually at the rate of four per centum, amount, at the expiration of the term for which said bonds are issued, to the full face value thereof.

Except as otherwise provided by law, the treasurer of each county or city and county shall also deposit to the credit of the sinking fund, immediately upon the receipt thereof, all premiums received on the sale of county or city and county bonds; provided, however, that such premiums on serial bonds shall, except as provided by Act 40, Session Laws of 1927, be credited to the interest fund from which the payment of interest on said bonds will be made.

Such sinking funds deposited as aforesaid shall be used for the redemption or purchase of any outstanding bonds of the county or city and county, and shall not be held exclusively for the redemption or payment of the bonds used as a basis for the annual deposits.

SECTION 2. Redemption, notice by advertisement. Whenever the sum on deposit to the credit of said sinking fund is sufficient, the treasurer may redeem one or more bonds; provided, however, that prior to such redemption he shall advertise in a newspaper of general circulation published in the County or City and County, and in other places where interest payments upon said bonds are made, not less than once a week for three successive weeks, that he is prepared to pay such bonds, together with all interest accrued thereon, giving the numbers, issue, date, date of payment, the date interest will cease, and such further information as may be required by the terms of said bond or any law of the Territory of Hawaii. If such bonds so sought to be redeemed as aforesaid are not presented for payment or redemption on or before the payment date specified in said advertisement, the amount due thereon shall be held exclusively for the payment of said bonds whenever presented. All redemptions shall be made as provided by law and no notice of redemption shall be required other than that by publication as hereinbefore provided. Bonds redeemed in the manner

above provided shall be held alive in the treasury of the county or city and county until due date for payment.

SECTION 3. Purchase of bonds, when. Provided it can be shown to be to the financial advantage of the county or city and county, the treasurer of each county or city and county, with the approval of the board of supervisors, is authorized, whenever there are any funds to the credit of the sinking fund account in excess of the amount needed for the redemption of any bonds then matured, to buy with such funds, on the open market, any of the outstanding bonds or any interest bearing notes of the county or city and county, or to invest such funds in bonds or interest bearing notes of the United States, the Territory of Hawaii, or bonds of any improvement district of the City and County of Honolulu, or other obligations for which the faith and credit of the United States are pledged for the payment of principal and interest; provided, however, that the treasurer of a county or city and county shall not purchase any bond of any improvement district unless the total issue is of an amount less than fifty per cent of the assessed valuation of the real property within that district.

The treasurer, by and with the approval of the board of supervisors, is further authorized and empowered to sell and dispose of such bonds at such times and for such prices as shall be to the financial advantage of the county or city and county. The expenses of such purchase and sale above the purchase price of said bonds shall be a proper charge against this fund. The treasurer, by and with the consent of the board of supervisors, is further authorized to deposit so much of said fund as may be deemed advisable in the savings department of any bank or in any savings bank doing business in the Territory, provided, however, that such bank furnish security for the funds so deposited in accordance with the provisions of Chapter 98, Revised Laws of Hawaii 1925, except that the rate of interest shall be the usual rate of interest allowed for savings deposits.

SECTION 4. Acts 63 and 153 of the Session Laws of 1925 are hereby repealed.

SECTION 5. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 193

[S. B. No. 185]

AN ACT TO APPROPRIATE MONEY FOR SINKING FUND INSTALLMENTS TO MAKE UP SHRINKAGE IN THE SINKING FUND OF THE CITY AND COUNTY OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Treasurer of the Territory of Hawaii is hereby authorized and directed to add to the tax to be collected on the real and personal property of the City and County of Honolulu for the year 1927 the sum of six thousand eight hundred fifty-seven and 61/100 dollars ($6,857.61) and four thousand two hundred eighty-seven and 11/100 dollars ($4,287.11), respectively, for sinking fund requirements to retire Kalihi Sewer Bonds and Waikiki Sewer Bonds.

SECTION 2. The Treasurer of the Territory of Hawaii and the Auditor of said Territory are hereby authorized and required to pay to the Treasurer of the City and County of Honolulu, each year from and after the passage of this Act, and during the life of the Kalihi and Waikiki Sewer Bonds, from the proceeds of the first half of the yearly collection of the taxes on the real and personal property in the City and County of Honolulu, the amount of money estimated to be raised in respect of the sinking funds of said bonds, so that the total amount so estimated to be raised may be deposited to the credit of said sinking funds not later than the first day of July of each year beginning with the year 1927.

SECTION 3. The Treasurer of the City and County of Honolulu is hereby directed and required to deposit such sums immediately upon receipt thereof to the credit of the sinking funds in respect of the above bonds in the treasury of the City and County of Honolulu.

SECTION 4. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 194

[S. B. No. 242]

AN ACT TO AMEND SECTION 2180 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO THE DEPOSIT OF FUNDS IN BANKS AND TO ADD TO CHAPTER 131 OF THE REVISED LAWS OF HAWAII 1925, A SECTION TO BE KNOWN AS SECTION 2180-A, RELATING TO INTEREST ON AVERAGE DAILY BANK BALANCES ON FUNDS BELONGING TO THE COUNTY OR CITY AND COUNTY GOVERNMENTS OF THE TERRITORY OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2180 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2180. Deposit of funds in banks. Chapter 98, relating to the deposit of territorial moneys in banks in the Territory, is extended to the several counties and city and county, so that each county and city and county and its treasurer and mayor or chairman of its board of supervisors, respectively, shall have all the rights, powers, obligations and duties in respect of the moneys of the county or city and county as the Territory, its Treasurer and Governor, respectively, have in respect of the moneys of the Territory under said chapter.

Provided, however, that nothing in this section contained shall be held to preclude the treasurer of any county or city and county from making special deposits, with the approval of the board of supervisors or the mayor, as the case may be, for the safe keeping of public moneys, other than those deposited in banks under the provisions of this section, as provided in sections 1687 and 1813.

Provided, however, that Section 1255 of Chapter 98 shall not apply to the county and city and county governments."

SECTION 2. Chapter 131 of the Revised Laws of Hawaii 1925, is hereby amended by adding a section thereto to be known as Section 2180A, to read as follows:

"Section 2180A. Interest on deposits. The interest to be paid by any depositary bank shall be on the average daily balances of the county or city and county moneys kept on deposit therewith and shall be paid or credited to the county or city and county monthly, on the first day of each and every month, and such interest shall be a general county or city and county realization; provided, that if any money deposited by the treasurer of the county or city and county, under the provisions of Section 2180, shall belong to the Water Works Fund, the Pension Fund or

Sinking Funds, then any interest received on the same shall be paid into and credited to such funds and provided, further, that if any money deposited by the treasurer of the county or city and county under the provisions of Section 2180 shall belong to a bond fund, then any interest received on the same shall be paid into and credited to the interest fund from which the interest on the bonds will be paid."

SECTION 3. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 195

[S. B. No. 233]

AN ACT REGULATING THE CONSTRUCTION, ERECTION, MAINTENANCE AND USE OF BILLBOARDS IN THE CITY AND COUNTY OF HONOLULU AND LICENSING AND REGULATING THE OCCUPATION OF MAINTAINING BILLBOARDS AND OUTDOOR ADVERTISING, AND PROVIDING PENALTIES FOR THE VIOLATION OF THE SAME.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The term "billboard", as used in this Act, is hereby defined to be any board, fence, or sign erected or maintained for advertising purposes or upon which any advertisement is shown, or whereon any poster, bill, printing, painting, device or other advertising matter of any kind whatsoever may be placed, stuck, tacked, posted, printed, painted, pasted or fastened, but this definition shall not be held to include any board, sign or surface used to display official notices, issued by any court or public office, or posted by any public officer in the performance of a public duty, or used to display announcement of meetings to be held upon premises whereon such billboard or bulletin boards are displayed, or used to advertise any business conducted on the premises where such billboard or bulletin board is located, nor shall it be held to include a real estate sign for a single lot or twenty (20) square feet in area for a subdivision tract advertising for sale or rent the property upon which it stands.

SECTION 2. The term "outdoor advertising", as used in this Act, is hereby defined to be advertising on any board, fence or structure, or the placing thereon of any poster, bill, printing, painting, device or any advertising matter of any kind whatsoever, and the pasting, posting, painting, printing, mailing or tacking or otherwise fastening of any hand-bill, card, banner, sign, poster, advertisement or notice of any kind upon any property or place.

SECTION 3. No person, firm or corporation shall erect, place or maintain any billboard or engage in or carry on the business or occupation of outdoor advertising or maintaining billboards without paying the tax provided for in this Act.

SECTION 4. The tax imposed by this Act shall be payable on the first day of each fiscal year and the amount thereof shall be Two Hundred and Fifty Dollars ($250.00) per year. In case the acts or business in respect of which the tax is payable, shall begin after the first day of a fiscal year, the tax for such year shall be paid at the time of such beginning.

SECTION 5. No person, firm or corporation shall erect or maintain any billboard or outdoor advertising in the City and County of Honolulu except in the business district as such district is defined by this Act.

SECTION 6. The business district, for the purposes of this Act, shall consist of and include all that portion of the City of Honolulu bounded as follows:

By Beretania Street on the North,
Queen Street on the South,
Punchbowl Street on the East, and
River Street on the West.

For the purposes of this section, the term "block" is defined to mean that portion of a street (hereinafter referred to as the primary street) between two cross streets which intersect one or both side lines thereof, provided, that in cases where a cross street intersects only one line of such primary street a straight line joining the center line of the terminating cross street, at its terminus with the nearest point on the opposite side of said primary street, shall limit the block on the other side of the primary street. The term "street", as used herein, shall include all public thoroughfares, excepting alleys.

SECTION 7. It shall be unlawful for any person, firm or corporation to erect, construct or maintain, or to cause and permit to be erected, constructed, or maintained within the City and County

of Honolulu any billboard or advertising sign-board of a surface sign space of more than ten feet six inches (10′ 6″) in height. An ornamental moulding or cornice not to exceed two feet (2′) in width may be placed around the surface sign space of any billboard or advertising sign-board and ornamental posts or columns may be placed at each end of said sign space. An ornamental lattice work may be placed between the lower edge of said sign space and the surface of the ground.

SECTION 8. It shall be unlawful for any person, firm or corporation to erect, construct or maintain, or to cause or permit to be erected, constructed, or maintained within the City and County of Honolulu, any billboard or advertising sign-board except in accordance with this Act, and unless the same be safely and securely built and constructed, and erected upon posts or standards sunk at least three feet below the natural surface of the ground, and unless the same be braced by timbers, or metal rods in the rear thereof, extending from the top of said billboard or advertising sign-board to a point in the ground at least a distance equal to one-half the height of such billboard or advertising sign-board, measured along the ground, from the posts or standards upon which such billboard is erected.

Every billboard or advertising sign-board having an advertising surface in excess of twenty (20) square feet shall be built to withstand a lateral wind pressure of twenty (20) pounds per square foot of exposed surface.

Nothing in this section contained shall be deemed or construed as applying to any billboard or advertising sign-board the full length of which is securely fastened to, or the vertical supports of which are placed against and securely fastened to, the side of a building in the business district defined in Section 6 of this Act.

SECTION 9. It shall be unlawful for any person, firm or corporation to erect or construct any billboard or advertising sign-board without first obtaining a building permit therefor from the Building Inspector of the City and County of Honolulu. The application for such permit shall contain the name and address of the applicant, the proposed location of the billboard and the dimensions of the advertising surface thereof. Such application shall be accompanied by specifications for the erection of the proposed billboard and a permit fee of three dollars ($3.00).

If the said Building Inspector finds that the proposed billboard or advertising sign may be erected, constructed, or maintained on the proposed location without danger to the public health, morals or safety, he may, in his discretion, grant the permit applied for.

SECTION 10. No paper, cloth or advertising matter shall be allowed or permitted to hang loose from any billboard, but the same shall be securely fastened or glued to the surface of the billboard.

SECTION 11. All billboards which are constructed on street lines or within three (3) feet therefrom, shall have a smooth surface and no nails, tacks or wires shall be permitted to protrude therefrom, except electrical reflectors or devices extending over the top and in front of the billboard to be used for illuminating purposes.

SECTION 12. It shall be unlawful for any person, firm or corporation, except a public officer or employee in performance of a public duty, to paste, paint, print, nail, tack or otherwise fasten any card, banner, hand-bill, sign, poster or advertisement or notice of any kind or cause the same to be done, on any curbstone, lamp-post, pole, hitching-post, watering trough, hydrant, bridge or tree upon a public street or public property within the City and County of Honolulu, except as may be required by the ordinances of the said City and County of Honolulu, or the laws of the Territory or of the United States.

SECTION 13. It shall be unlawful for any person, firm or corporation, except a public officer or employee in performance of a public duty, or a private person in giving a legal notice, to paste, post, paint, print, nail or tack or otherwise fasten any card, banner, hand-bill, sign, poster, advertisement or notice of any kind upon any property without the written consent of the owner, holder, lessee, agent or trustee thereof.

Any advertisement prohibited by this section and the next preceding section may be taken down, moved or destroyed by any one.

SECTION 14. No person, firm or corporation shall scatter, daub or leave any paint, paste, glue or other substance used for painting or affixing advertisement matter upon any public street or sidewalk or scatter or throw or permit to be scattered or thrown any bills, waste matter, paper, cloth or materials of whatsoever kind removed from billboards on any public street or on private property.

SECTION 15. There shall be placed and maintained on the top of each billboard and advertising sign the name, plainly printed, of the person, firm or corporation owning or who is in possession, charge or control of the same, for advertising purposes.

SECTION 16. Every person, firm or corporation engaged in or carrying on the business or occupation of bill-posting or advertising sign painting or outdoor advertising or maintaining billboards shall cause the name of such person, firm or corporation to be plainly painted in a conspicuous place on the outside of any wagon or vehicle used in such business or occupation and shall keep the same plain and distinct at all times. Every employee of any person, firm or corporation, engaged in said business or occupation, while employed in posting bills or painting signs or bulletins shall wear a metal badge or shield on which shall appear in legible characters the name of the person, firm or corporation by whom such employee is employed.

SECTION 17. It shall be unlawful for any person, firm or corporation to exhibit, post or display, or cause to be exhibited, posted or displayed, upon any billboard or painted wall sign, any statement, words or signs of an obscene, indecent or immoral nature, or any picture, illustration or delineation of any human figure in such detail as to offend public morality or decency, or of any lewd, lascivious act, or any other matter or thing of an obscene, indecent or immoral nature, or offensive to the moral sense.

SECTION 18. It is hereby declared that each of Sections 1 to 18, both inclusive, of this Act is several from each and every of the other sections thereof and each thereof has been passed independently and severally from each and every of such others and irrespective of the passage thereof.

SECTION 19. Any person, firm or corporation violating any provision or provisions of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not less than twenty-five dollars ($25.00) and not exceeding five hundred dollars ($500.00), or by imprisonment in the county jail for not exceeding one (1) month, or both such fine and imprisonment.

SECTION 20. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 196

[S. B. No. 208]

AN ACT TO AMEND SECTION 1 OF ACT 201 OF THE SESSION LAWS OF 1925, RELATING TO FISHING WITHIN THE WATERS OF THE TERRITORY OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1 of Act 201 of the Session Laws of 1925, is hereby amended to read as follows:

"Section 1. It shall be unlawful for any person except resident citizens of the Territory of Hawaii or commercial fishermen who have been granted permits, to take, kill, fish for or assist in fishing for any of the marine fishes, or other marine animals used for food, within the jurisdiction of the Territory of Hawaii by any means whatsoever; provided, however, that this Act shall not apply to any person angling at any time from thirty minutes before sunrise of any day to thirty minutes after sunset of any day; and it shall be unlawful for any person whatsoever to engage in commercial fishing without first having secured a permit from the Board of Fish and Game Commissioners of the Territory of Hawaii, herein referred to as the Commission; and provided, further, that aliens may angle at night if such aliens shall first procure a license from the Fish and Game Commission. The fee for such license shall be ten dollars ($10.00)."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 197

[H. B. No. 302]

AN ACT TO AMEND SECTION 2246 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO LENGTH AND EXTENSION OF COURT TERMS, BY PERMITTING JURY TRIAL IN THE FIRST CIRCUIT IN JULY AND AUGUST.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2246 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2246. Length and extension. The terms of the circuit courts may continue and be held, subject to adjournment from time to time, until the time fixed by law for the commencement of the next term, provided, that Sundays and legal holidays shall be excepted; provided, further, that no trial in any contested term case shall be commenced in July and August, except that in the Third Circuit the court may hear and try jury waived cases at its sittings during said months in North Kohala, and except that during said months, with the consent of both parties, jury waived cases may be tried in any circuit and contested term cases may be commenced in the First Circuit; that in the Third Circuit the court shall sit in North Kohala on the fourth Wednesday of July and in Kau on the fourth Wednesday of January for the trial of such cases only as do not require a jury; and that no jurors, grand or trial, shall be summoned for such terms."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 198

[H. B. No. 48]

AN ACT TO AMEND SECTION 1762 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO SALARIES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1762 of the Revised Laws of Hawaii 1925, is hereby amended so that the line now reading "Mayor $6,000.00" shall read "Mayor $7,500.00"; the line now reading "City and County Attorney 6,000.00" shall read "City and County Attorney 7,500.00", provided that he shall not engage in the private practice of law."

SECTION 2. This Act shall take effect from and after July 1, 1927.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 199

[H. B. No. 51]

AN ACT TO REPEAL SECTION 2801 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO DELIVERY OF PROPERTY TO PLAINTIFFS IN REPLEVIN SUITS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2801 of the Revised Laws of Hawaii 1925, is hereby repealed.

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 200

[H. B. No. 60]

AN ACT TO AMEND SECTION 2132 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACTS 137 AND 272 OF THE SESSION LAWS OF 1925, RELATING TO SALARIES AND EXPENSES OF THE CIRCUIT COURTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2132 of the Revised Laws of Hawaii 1925, as amended by Acts 137 and 272 of the Session Laws of 1925, is hereby further amended to read as follows:

"Section 2132. Expenses Circuit Courts. The several counties and City and County shall pay the expenses of their respective circuit courts and the salaries of the following officers of such courts, as required by such courts, to the extent of the following amounts, and may pay such increases in such salaries and expenses, and such salaries of such other officers of such courts as may from time to time be deemed necessary or proper.

FIRST CIRCUIT COURT

	Per Month	Per Annum
Chief Clerk, Cashier and Bookkeeper....	$ 350.00	$ 4,200.00
Assistant Cashier and Bookkeeper.....	150.00	1,800.00
First Assistant Chief Clerk.....	225.00	2,700.00
Second Assistant Chief Clerk and Stenographer	225.00	2,700.00
Third Assistant Chief Clerk.....	175.00	2,100.00
Indexer and Typist, Clerk's Office.....	110.00	1,320.00
Messenger and Bailiff.....	110.00	1,320.00
Eight (8) Courtroom Clerks (to be assigned to judges of the First Circuit and to any judge of the circuits called to the First Circuit as occasion may require) each	225.00	21,600.00
Four (4) Shorthand Reporters (one for each division) each.....	325.00	15,600.00
Hawaiian Interpreter	200.00	2,400.00
Japanese Interpreter	200.00	2,400.00
Filipino Interpreter	200.00	2,400.00
Chinese Interpreter	200.00	2,400.00
Portuguese Interpreter ..... (To be paid to the Portuguese Interpreter of the District Court of Honolulu, City and County of Honolulu, who shall act as Portuguese Interpreter in the Circuit Court, First Circuit, when needed).	25.00	300.00
Other Interpreters (to be paid by order of the court)	.....	1,000.00
Circuit Court Expenses, Jury Fees, etc...	.....	32,000.00

SECOND CIRCUIT COURT

Clerk	225.00	2,700.00
Deputy Clerk	165.00	1,980.00
Court Reporter and Assistant Clerk.....	225.00	2,700.00
Court Expenses	.....	10,000.00
Support Juvenile Court Dependents.....	.....	2,500.00
Probation Officer (Female).....	175.00	2,100.00
Expenses Probation Officer.....	.....	600.00
Law Books	.....	1,250.00

THIRD CIRCUIT COURT

Clerk	200.00	2,400.00
Court Reporter	225.00	2,700.00
Support Juvenile Dependents	.....	900.00
Court Expenses	.....	6,500.00
Law Books	.....	750.00

FOURTH CIRCUIT COURT

Clerk	225.00	2,700.00
Assistant Clerk, Interpreter and Messenger	200.00	2,400.00
Court Reporter	250.00	3,000.00
Bailiff and Assistant Clerk	150.00	1,800.00
Probation Officer for Boys	150.00	1,800.00
Probation Officer for Girls	125.00	1,500.00
Janitor	100.00	1,200.00
Expenses, Probation Officers	.....	500.00
Court Expenses	.....	11,000.00
Support Juvenile Court Dependents	.....	1,500.00
Law Books	.....	750.00

FIFTH CIRCUIT COURT

Clerk	225.00	2,700.00
Deputy Clerk	175.00	2,100.00
Court Reporter, Librarian and Assistant Clerk	225.00	2,700.00
Bailiff	125.00	1,500.00
Court Expenses	.....	7,500.00
Support Juvenile Court Dependents	.....	1,500.00
Probation Officer	175.00	2,100.00
Expenses, Probation Officer	.....	500.00
Law Books	.....	750.00

DIVISION OF DOMESTIC RELATIONS

All of the officials named under this heading shall be appointed and may be removed by the judge of the Court of Domestic Relations and all of the appropriations under this heading shall be expended under the supervision of the judge of the Court of Domestic Relations.

One Chief Probation Officer	275.00	3,300.00
Four (4) Probation Officers (2 of whom shall be women), each	190.00	9,120.00

One Recorder Typist.....	175.00	2,100.00
One Night Watchman.....	100.00	1,200.00
Three (3) Truant Officers, each.....	150.00	5,400.00
Matron, Shelter Home.....	160.00	1,920.00
Assistant Matron, Shelter Home.....	120.00	1,440.00
Second Assistant Matron, Shelter Home.	100.00	1,200.00
Maintenance, Shelter Home.....	.....	9,000.00
Care of Dependent Children.....	.....	10,000.00
Upkeep Automobiles, Truant Officers....	75.00	900.00
Upkeep Automobiles, Probation Officers..	125.00	1,500.00
Equipment	.....	500.00
New Automobiles 1927 and 1928 only Total both years..... (Said appropriation, however, to be expended only with the approval of the Board of Supervisors of the City and County of Honolulu.)	.....	4,500.00

SECTION 2. This Act shall take effect July 1, 1927.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 201

[H. B. No. 68]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF HONOLULU TO APPROPRIATE THE NECESSARY AMOUNT FROM THE GENERAL FUND OF SAID CITY AND COUNTY TO PAY POLICE OFFICERS AND CLERKS FOR SERVICES PERFORMED OR FOR VACATIONS TAKEN TO WHICH THEY WERE LEGALLY ENTITLED DURING THE YEAR 1925, AND MAKING AN APPROPRIATION THEREFOR.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to appropriate and set aside from the funds of the City and County of Honolulu, properly chargeable thereto, a sufficient amount for the payment of salaries that are due and owing to any police officer or clerk who

worked for the City and County of Honolulu, during the year 1925, and did not receive any salary for services performed or for vacations taken, to which they were legally entitled under the law, during certain months that the City and County was without funds, it being provided, however, that the amount received by any police officer for services performed shall be deducted therefrom.

SECTION 2. The Sheriff of the City and County of Honolulu is hereby authorized and directed to immediately file with the Board of Supervisors of the City and County of Honolulu an itemized certified payroll for the year 1925, showing the names, dates and amounts due to any police officer or clerk employed during said year who was not paid by the said City and County of Honolulu.

SECTION 3. This Act shall take effect and be in force from and after the date of its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 202

[H. B. No. 81]

AN ACT TO AMEND SECTION 196 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO CERTIFICATES OF HAWAIIAN BIRTH.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 196 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 196. Issuance; procedure. The Secretary of Hawaii may, whenever satisfied that any person was born within the Hawaiian Islands, cause to be issued to such person a certificate showing such fact. The Secretary, with the approval of the Governor, may make such regulations respecting the form of application and certificates, the method of proof, kind of evidence and time, place and manner of hearing, and all other matters and circumstances connected with such application, proof and hearing

as to him may appear necessary, and such regulations, when so approved and published once a week for three successive weeks in a newspaper of general circulation, published in the Territory, shall have the force of law, and such publication shall be deemed legal notice to all persons. The Secretary shall furnish the form of such applications and certificates. All applications shall be by sworn petition, in which the party shall set forth the facts upon which the application rests.

The Secretary of the Territory of Hawaii, or his secretary, or such other person as he may designate and appoint from his office, may examine, under oath, any applicant or person cognizant of the facts regarding any application, and for that purpose he and they may administer oaths, subpoena and compel the attendance of witnesses and the production of books and papers, punish for contempts and, generally, to exercise the same authority with regard to their special jurisdiction as is, by law, conferred on district magistrates."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 203

[H. B. No. 98]

AN ACT TO AMEND SECTION 1373 OF THE REVISED LAWS OF HAWAII 1925, AS AMENDED BY ACT 192 OF THE SESSION LAWS OF 1925, RELATING TO THE SALE OF REAL PROPERTY TO ENFORCE LIEN FOR TAXES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1373 of the Revised Laws of Hawaii 1925, as amended by Act 192 of the Session Laws of 1925, is hereby further amended to read as follows:

"Section 1373. Sale of real property. All real property or any interest therein, and all improvements upon real property assessed to others than the owners of the real property, on which a lien for taxes shall exist, may be sold by way of foreclosure of such lien without suit by the Tax Assessor, at public auction to

the highest bidder, for cash, to satisfy the lien, together with all interest, penalties, costs and expenses due or incurred on account of the tax, lien and sale, the surplus, if any to be rendered to the person thereto entitled. The sale shall be held at any public place proper for sales on execution, after notice published at least once a week for at least four successive weeks immediately prior thereto in any newspaper of general circulation published in the taxation division wherein the property to be sold is situate, or if there be no newspaper published in said taxation division, then in any newspaper of general circulation. Such notice shall also be posted for a like period in at least three conspicuous public places within the taxation division wherein the sale is to be held, one being at a post office and one being on such land. The notice of sale shall contain the name of the person assessed, or from whom the tax is due, the character and amount of the tax, with interest, penalties, costs, expenses and charges accrued, a brief description of the property to be sold, and the time and place of sale, and shall warn the persons assessed or from whom the tax is due, that unless the tax, with all interest, penalties, costs, expenses and charges, is paid before the time of sale appointed, the property advertised for sale will be sold as advertised.

The Tax Assessor, or his deputy, shall, on payment of the purchase price, make, execute and deliver all proper conveyances necessary in the premises and the delivery of such conveyances shall vest in the purchaser the title to the property sold; provided, that the deed to the premises, provided for in this section, shall be recorded within one month of such sale, and, provided, further, that the taxpayer may redeem the property sold as aforesaid by payment to the purchaser at such sale, within one year from the date thereof, the amount paid by such purchaser, together with all costs and expenses which such purchaser was required to pay, including the fee for such recording of deed, and in addition thereto interest on such amount at the rate of twelve per centum per annum."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 204

[H. B. No. 260]

AN ACT TO AMEND SECTION 2630 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO CONFESSIONS AND THEIR ADMISSIBILITY AS EVIDENCE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 2630 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2630. Confessions. No confession shall be received in evidence unless it shall first be made to appear to the judge before whom the case is being tried that such confession was in fact voluntarily made and such voluntary confession when offered in evidence on any trial shall not be rejected on the ground that it purports to have been made on oath, if proof can be given to the judge that in fact it was not so made."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 205

[H. B. No. 297]

AN ACT TO AMEND SECTIONS 1884, 1885 AND 1888 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO CIVIL SERVICE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1884 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1884. Commissioners, appointment, tenure, pay, oath. It shall be the duty of the Mayor of the City and County of Honolulu, during the month of January in each odd numbered year, to appoint, with the approval of the Board of Supervisors, a board of police and fire commissioners, to be known as the Honolulu Civil Service Commission, consisting of three citizens of the Ter-

ritory, not more than two of whom shall be members of the same political party. Any member of the Commission may be removed by the Mayor, with the approval of the Board of Supervisors, and vacancies in the Commission shall be filled by the Mayor with the approval of the Board for the unexpired term. The City and County Clerk shall act as Secretary of the Commission. Two members of the Commission shall constitute a quorum. Each member of the Commission shall receive compensation for services as may be fixed by the Board, such compensation not to exceed the sum of two hundred dollars ($200.00) per annum, which shall be paid by the City and County upon the certificate of the secretary. Each member of the Commission shall, before entering upon his duties, take and subscribe an oath of office in the form set forth in Section 1757, and file the same in the office of the City and County Clerk. The Commissioners, and each of them, shall have the power to subpoena witnesses to testify in any hearing before them and to administer oaths. The Commission shall annually elect one of its members as Chairman.

SECTION 2. Section 1888 of the Revised Laws of Hawaii 1925, is hereby amended so as to read as follows:

"Section 1888. Examination of applicants. The examination which the rules and regulations shall provide for shall be public and free for all citizens of the Territory over twenty and under forty-five years of age, with proper limitations as to residence, health, habits and character. The examinations shall be practical in their character and shall be conducted in either the English or the Hawaiian language, at the option of the person examined, and may include tests of manual skill and physical strength. The Commission shall control all examinations and may designate suitable persons to conduct them and fix the rate of their compensation which shall be paid by the City and County on the certificate of the Secretary of the Commission."

SECTION 3. This Act shall take effect on its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 206

[H. B. No. 322]

AN ACT REGULATING THE SALE, TRANSFER AND POSSESSION OF CERTAIN FIREARMS AND AMMUNITIONS, AND AMENDING SECTIONS 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2146 AND 2147 OF THE REVISED LAWS OF HAWAII 1925.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Definitions. "Pistol" or "revolver" as used in this Act, means any firearm with barrel less than twelve inches in length.

"Crime of Violence", as used in this Act means any of the following crimes, namely, murder, manslaughter, rape, mayhem, assault to do great bodily harm, robbery, larceny, burglary and housebreaking.

SECTION 2. Committing crime when armed. If any person, when armed with a pistol or revolver, shall commit or attempt to commit an act constituting a crime of violence, he may in addition to the punishment otherwise provided for the crime, be punished by imprisonment for not more than one year or by a fine of not more than one thousand dollars ($1,000.00) or by both; provided, that the act aforesaid be one which is capable of being committed or facilitated by means of a pistol or revolver.

SECTION 3. Being armed prima facie evidence of intent. In the trial of a person for committing or attempting to commit a crime of violence, the fact that he was armed with a pistol or revolver and had no license to carry the same, shall be prima facie evidence of his intention to commit said crime of violence; provided, that the criminal act committed or attempted be one which is capable of being committed or facilitated by means of a pistol or revolver.

SECTION 4. Persons forbidden to possess small arms. No person who has been convicted in this territory, or elsewhere, of having committed or attempted a crime of violence, shall own or have in his possession or under his control, a pistol or revolver.

SECTION 5. Carrying or keeping small arms by unlicensed persons. Except as otherwise provided in Sections 7 and 11 hereof in respect of certain licensees, no person shall carry, keep, possess or have under his control a pistol or revolver; provided, how-

ever, that any person who shall have lawfully acquired the ownership or possession of a pistol or revolver may, for purposes of protection and with or without a license, keep the same in the dwelling house or business office personally occupied by him, and, in case of an unlawful attack upon any person or property in said house or office, said pistol or revolver may be carried in any lawful, hot pursuit of the assailant.

SECTION 6. Exceptions. The provisions of the preceding section shall not apply to marshals, sheriffs, prison or jail wardens or their deputies, policemen, mail carriers, or other duly appointed law enforcement officers, or to members of the Army, Navy, or Marine Corps of the United States, or of the National Guard, when on duty, or of organizations by law authorized to purchase or receive such weapons from the United States or this territory, or to officers or employees of the United States authorized by law to carry a concealed pistol or revolver, or to duly authorized military organizations when on duty, or to the members thereof when at or going to or from their customary places of assembly, or to the regular and ordinary transportation of pistols or revolvers as merchandise, or to any person while carrying a pistol or revolver unloaded in a wrapper from the place of purchase to his home or place of business, or to a place of repair or back to his home or place of business or in moving goods from one place of abode or business to another.

SECTION 7. Issuse of licenses to carry. The judge ot a court of record or the sheriff of a county, or city and county, shall, upon the application of any person having a bona fide residence or place of business within the jurisdiction of said licensing authority, or of any person having a bona fide residence or place of business within the United States and a license to carry a pistol or revolver concealed upon his person or to carry one elsewhere than in his home or office, said license being issued by the authorities of any state or political subdivision of the United States, issue a license to such person to carry a pistol or revolver within this territory elsewhere than in his home or office, for not more than one year from date of issue, if it appears that the applicant has good reason to fear an injury to his person or property, or has any other proper reason for carrying a pistol or revolver, and that he is a suitable person to be so licensed. The license shall be in triplicate, in form to be prescribed by the treasurer of the territory, and shall bear the name, address, description and signature of the licensee and the reason given for desiring a license. The original thereof shall be delivered to the licensee; the duplicate shall, within seven days, be sent by registered mail, to the treasurer of the territory and the

triplicate shall be preserved for six years by the authority issuing said license.

SECTION 8. Selling to minors. No person shall sell, barter, hire, lend, or give any pistol or revolver to any person under the age of eighteen years.

SECTION 9. Transfers regulated. No person shall transfer by way of sale, gift, loan or otherwise, a pistol or revolver unless the prospective transferee, when he applies for the transfer, presents a permit duly granted under Section 2141 of the Revised Laws of Hawaii 1925; nor shall he make such transfer unless the transferee be a person in respect of whom there is no reasonable cause, known to the transferor, for believing that such transferee has committed or attempted, or has been convicted of committing or attempting, a crime of violence. No seller shall in any event deliver a pistol or revolver on the day when the application to purchase and the statement hereinafter mentioned shall be made. When delivered, said pistol or revolver shall be securely wrapped and shall be unloaded. Before a delivery be made the purchaser shall sign in triplicate and deliver to the seller a statement containing his full name, address, occupation, race, nationality, color, and place of birth, the date of sale, the caliber, make, model, and manufacturer's number of the weapon, and stating that he has never been convicted of a crime of violence. The seller shall promptly sign and forward by registered mail one copy thereof to the treasurer of the territory, and one copy thereof to the sheriff of the county or city and county of which the seller is a resident, and shall retain the other copy for six years. A statement shall be deemed promptly forwarded if it is forwarded within seven days, unless a shorter time is provided therefor in regulations established by the Governor.

SECTION 10. Dealers to be licensed. No retail dealer or selling agent shall sell or otherwise transfer, or expose for sale or transfer, or have in his possession with intent to sell, or otherwise transfer, any pistol or revolver without being licensed as hereinafter provided.

SECTION 11. Dealers' Licenses; by whom granted, and conditions thereof. The duly constituted licensing authorities of any political subdivision of this territory may grant licenses in form prescribed by the treasurer of the territory, effective for not more than one year from date of issue, permitting the licensee to sell at retail within the said city or town or political subdivision, pistols and revolvers, subject to the following conditions, for breach of any of which the license shall be subject to forfeiture:

1. The business shall be carried on only in the building designated in the license.

2. The license or a copy thereof, certified by the issuing authority, shall be displayed on the premises where it can easily be read.

3. No pistol or revolver shall be delivered unless the purchaser either is personally known to the seller or shall present clear evidence of his identity.

4. The seller shall faithfully comply with the requirements of Section 9 hereof and with all other provisions of this Act and of Chapter 128, Revised Laws of Hawaii 1925. A copy of the statement required by Section 9 hereof shall be entered by the seller in a book of record to be kept in his place of business and to be always open to the inspection of the officers and authorized representatives of the territorial government, including the police. Said book shall be preserved for six years.

5. No pistol or revolver, or imitation thereof, or placard advertising the sale or other transfer thereof, shall be displayed in any part of said premises where it can readily be seen from the outside.

No license to sell at retail shall be granted to anyone except as provided in this section.

SECTION 12. False information forbidden. No person shall, in purchasing or otherwise securing delivery of a pistol or revolver, or in applying for a license to carry the same, give false information or offer false evidence of his identity.

SECTION 13. Alteration of identifying marks prohibited. No person shall change, alter, remove, or obliterate the name of the maker, model, manufacturer's number or other mark of identification on any pistol or revolver. Possession of any pistol or revolver upon which any such mark shall have been changed, altered, removed, or obliterated, shall be prima facie evidence that the possessor has changed, altered, removed or obliterated the same.

SECTION 14. Existing licenses revoked. All licenses heretofore issued within this territory permitting the carrying of pistols or revolvers shall expire at midnight of the 30th day of June, 1927.

SECTION 15. Exceptions. This Act shall not apply to antique pistols or revolvers unsuitable for use as firearms.

SECTION 16. Act supersedes local laws. The provisions of this Act shall be effective and controlling throughout this territory, notwithstanding the provisions of any local law or ordinance.

SECTION 17. Penalties. Any violation of any provision of this Act shall constitute an offense punishable by a fine of not more than one thousand dollars ($1,000.00) or imprisonment for not more than one year, or both.

SECTION 18. Section 2136 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2136. Report upon acquiring title to or possession of firearms or ammunition. Except as otherwise provided by law, any person, firm, corporation or copartnership, residing or doing business within the territory acquiring title or possession or importing into (by express or otherwise) or receiving within the territory any firearm or any ammunition, capable of causing death or inflicting great personal injury, who shall fail to file a description of the same in the manner provided by this chapter, shall be deemed guilty of a misdemeanor and punished as this chapter provides. Except in so far as the acquisition of title to or possession of a firearm or of ammunition may be reported by the dealer or selling agent under the provisions of Section 2140 hereof, such person, firm, corporation or copartnership shall, within two weeks after such acquisition, importation or receipt, file a report with the sheriff of the county or city and county wherein his or its place of business, or if there be none within the territory, his or its residence, or if there be neither residence nor place of business therein, his place of sojourn therein, is located. Said report shall include a description of the class of firearm or firearms or/and ammunition owned by him, it or them or in his, its or their possession, which description shall set forth the class of firearm or firearms or/and ammunition so owned and possessed, together with the name of the maker and the factory number, when such number appears on such firearm or firearms or ammunition.

The Governor may, in his discretion, require the filing in like manner, at a time or at times to be fixed by him, of like reports by all persons, firms, corporations or copartnerships owning or possessing, at a date or at dates to be announced by the Governor, any firearm or ammunition within this territory; provided, that at least one month shall expire between the publication or announcement of the Governor's said requirement and the time fixed for filing. Where any person responsible for making a report hereunder is unable to furnish all of the information herein or hereby required, he shall furnish as much as may be possible and in such manner as may be required by the sheriff."

SECTION 19. Section 2137 of the Revised Laws of Hawaii 1925, is hereby amended by inserting the words "acquired or" before the words "in possession," in the caption preceding the required form.

Strike out the words "owned by him or in my possession" appearing in the certificate in the required form, and insert in lieu thereof the words "acquired, imported or otherwise received by me." At the end of Section 2137, add the following: "Note: In case a special report is required by the Governor under the terms of this section, the person making the report should strike out the words "acquired, imported or otherwise received by me" and insert in lieu thereof, the words "owned by me or in my possession."

SECTION 20. Section 2138 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2138. Information required and furnished Governor. It shall be the further duty of the sheriff to enter in a book to be provided for such purpose, all information thus furnished him relative to the ownership, acquisition, importation, delivery and possession of firearms and ammunition, which book shall be an exact duplication of the descriptions furnished, and, further, to furnish to the Governor not later than the 20th day of January and the 20th day of July of each and every year, an exact report, a complete copy of the description and information so furnished as aforesaid and as required by Sections 2139 and 2140 hereof."

SECTION 21. Section 2139 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2139. Further information. It shall be the duty of every person, firm, corporation, copartnership, dealing in firearms or/and ammunition at wholesale or at retail, including commission merchants and selling agents, to furnish to the sheriff of the county or city and county in which such person resides, or wherein such business is carried on, on the first day of January and the first day of July of each and every year, a list of all firearms and ammunition in his, their or its possession, and likewise at the times mentioned, furnish to such sheriff a list of all arms brought into the territory, in transit or otherwise, by him, them or it during the six months next preceding such date upon which such list and description is required to be filed; the lists thus to be furnished by such dealers in firearms and ammunition shall comply as nearly as possible with the requirements of Sections 2136 and 2137, as may be determined by such sheriff.

It shall be the duty of the sheriff to inspect the shops, stores, warehouses and other business premises of such dealers, commission merchants and selling agents, to verify the accuracy of the reports made and to ascertain whether any required reports have been omitted."

SECTION 22. Section 2140 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2140. Sale of firearms or ammunition; report. Whenever any person, firm, corporation, copartnership, dealing in or keeping for sale firearms or ammunition, shall make a sale of any firearms or ammunition or shall in any manner dispose of the same to any person, it shall be the duty of such person, firm, corporation, copartnership, promptly to make an official written report of said transaction and to include therein such information as shall satisfy the requirements of this chapter. A report shall be deemed promptly made, if it is forwarded within seven days, unless a shorter time is provided therefor in regulations established by the Governor. As to a sale of firearms of any size or class whatever, said report shall conform, in respect of the manner of signing, of the information included, of the officials to whom it shall be forwarded and of all other particulars, with the requirements prescribed as to a sale of pistols or revolvers by Sections 9 and 11 of the Small Arms Act and a record of the facts contained in said report shall be made in the book required by Section 11 of the Small Arms Act or in a similar book of record, open to inspection by any proper officer or his representative. As to a sale of amunition, said report shall be made to the sheriff of the county wherein the sale or disposition thereof takes place; it shall contain (1) the name of the owner; (2) in case of a sale, the names of vendor and vendee; (3) the name of the recipient of the ammunition, in the event that it be delivered to some one other than the vendee or his employee; (4) the date of the sale or disposition; and (5) a description of the character and quantity of such ammunition."

SECTION 23. Section 2141 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2141. No delivery without permit to acquire. No person owning, possessing or entitled to dispose of a firearm of any class, whether or not he be a dealer in firearms, shall deliver a firearm to another person, unless the latter present a permit, in duplicate, authorizing the acquisition by him of a firearm of the kind or class to be delivered and bearing date on a day during the preceding thirty days. Such permits shall be issued by the sheriff of the county or city and county wherein the applicant resides, or, in the case of non-residents, by the sheriff of the county of his sojourn; provided (1) that the applicant is found not to be a habitual criminal or a person who has been convicted in a court of the territory, or in any other court, of having committed or attempted a crime of violence, as that phrase is defined in the Small Arms Act; and (2) that the applicant is found not to be an

anarchist or a person who desires the overthrow of the government of the United States or the diminution of its territory or domain or a person who, if armed, would tend to imperil or weaken the government of the United States or of the territory. The person making delivery of any firearm, whether by virtue of a sale, a gift, a loan or otherwise, shall send to the proper sheriff, by registered mail, one copy of the permit, presented to him as aforesaid; such sheriff being the one by whom the permit was issued. The other copy of the permit shall, for sixty days, be retained by the person making delivery as aforesaid. Such permit shall be subject to inspection by any sheriff or officer of the law or his representative; and it shall be the duty of the person making delivery of the firearm to answer, to the best of his ability, orally, or in writing, (as may be required) any reasonable questions by a proper officer or his representative concerning the identity or description of the firearm so delivered."

SECTION 24. Section 2142 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2142. Penalties. Any person who shall deliver or receive a firearm without complying with the requirements of Section 2141, and any person who shall otherwise violate any provision of said section, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five hundred dollars ($500.00) or by imprisonment for a term of not more than one year, or by both such fine and imprisonment.

Any person furnishing information leading to the conviction of any person violating any provision of Section 2141 shall be paid an amount equal to one-half of the fine that may be imposed against the person convicted."

SECTION 25. Section 2143 of the Revised Laws of Hawaii 1925, is hereby amended by inserting, after the first sentence in said section, the following: "The request aforesaid shall include (1) an expression of the belief of such citizens that the applicant has never committed or attempted a crime of violence, as that phrase is defined in the Small Arms Act; that he has never been convicted thereof anywhere and that he is not likely to commit or attempt any such crime and (2) a brief statement of the facts relating to the age, character, nativity and personal history of the applicant, insofar as these facts are within the personal knowledge of such responsible citizens. Such facts as are within the personal knowledge of one of them, only, shall be included in a supplemental written statement signed by the person having such knowledge."

SECTION 26. Section 2146 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2146. Penalties. Any person who shall be found in the possession of any firearm or firearms or any ammunition without having complied with the provisions of this chapter, or who shall fail to give, file or forward required information, reports or statements, or who shall otherwise violate the provisions of this chapter in matters not covered by Section 2142 hereof, shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined by the court of appropriate jurisdiction in a sum of not more than five hundred dollars ($500.00). Any person, firm, corporation, copartnership, failing to file any information herein required to be filed, shall be deemed guilty of a misdemeanor and upon conviction shall be fined by the court of appropriate jurisdiction not more than five hundred dollars ($500.00).

The divulging of official information recorded or on file in a public office shall be punishable in like manner; provided, however, that where the information divulged has not tended, or been designed to encourage, or to render formidable armed resistance to the law, the fine shall not exceed twenty-five dollars ($25.00)."

SECTION 27. Section 2147 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2147. Exceptions. The requirements and provisions of this Chapter shall not apply to those who, under Section 6 of the Small Arms Act, are excepted from the provisions of Section 5 of that Act."

SECTION 28. Constitutionality. If any part of this Act is for any reason declared void, such invalidity shall not affect the validity of the remaining portions of this Act.

SECTION 29. Short title. The first seventeen sections of this Act are herein referred to as the "Small Arms Act," by which designation such sections may be cited.

SECTION 30. Certain Acts repealed. All laws or parts of laws inconsistent herewith are hereby repealed, but the provisions of Chapter 128, Revised Laws of Hawaii 1925, are not repealed hereby, except where plainly inconsistent herewith.

SECTION 31. This Act shall take effect from and after July 1, 1927.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 207

[H. B. No. 362]

AN ACT TO AMEND CHAPTER 209 OF THE REVISED LAWS OF HAWAII 1925, BY ADDING A NEW SECTION THERETO TO BE KNOWN AS SECTION 3617A, RELATING TO WORKMEN'S COMPENSATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Chapter 209 of the Revised Laws of Hawaii 1925, is hereby amended by adding a new section thereto to be known as Section 3617A, and to read as follows:

"Section 3617A. In cases of permanent partial disability of minors, the compensation shall not in any event be less than five dollars ($5.00) per week."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 208

[H. B. No. 386]

AN ACT TO PROVIDE FOR THE INCORPORATION AND GOVERNMENT OF BUILDING AND LOAN ASSOCIATIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Building and Loan Association Defined. The term "building and loan association" shall mean and include any corporation organized for any one or more of the following purposes:

(a) The receiving and accumulating of the funds and savings of its members and the profits and earnings thereof, and the loaning of the same to its members or to others;

(b) The creation of any fund derived from periodical payments by members, upon contracts or otherwise, as well as from

dues, fees, fines, forfeitures, and payment of interest, which fund is to be loaned or advanced to members or others making such periodical payments, for the purpose of enabling the borrowers to acquire any real or personal property, or to construct buildings, or for any other purpose;

(c) The issuing or selling of shares of stock, investment or other certificates, bonds, debentures, or other papers by whatever names designated, whether issued for money paid in advance or to be paid in installments, always with intent, express or implied, that the proceeds or accumulated installments are to be withdrawable or repayable, with accumulations, at some fixed future date or an indefinite date of maturity; but not including any kind of banking business.

Provided, that the provisions of this Act shall not include or apply to insurance companies, or lodges or other fraternal organizations which maintain funds derived from periodical payments by members thereof for the purpose of paying sick or death benefits to the members or their heirs or representatives, or corporations lawfully carrying on business in this territory as banks, trust or investment companies under any other law of this territory whose shares are not subject to withdrawal or retirement as contemplated by Sections 15 and 16 of this Act.

For the purposes of this Act the word "association" shall denote a "building and loan association" and shall import a corporation.

SECTION 2. Definitions. "Authorized capital" shall mean the aggregate matured value of all shares of stock the issuance of which has been authorized as stated in the articles of association or by subsequent increase thereof, as in this Act provided. This term shall not be used by any association in advertising its business.

"Paid in capital" or "capital" shall mean the sum of the book values of all of the shares of stock at the time issued and outstanding, and "book value" shall mean the value of a share as determined by the total amount paid in upon or credited to the matured value thereof, less any sums withdrawn or lawfully charged against the same.

"Fully paid shares" shall mean those shares on which matured value is paid in at the time of subscription therefor.

"Prepaid shares" shall mean those shares upon which a lump sum is paid when the stock is subscribed for in an amount which shall equal the then present worth of the matured value of the share at the expected dividend rate for the number of years intervening until estimated maturity.

A "matured" share shall mean (a) an installment share or a prepaid share of which the book value shall have reached its

maturity value by the payment of dues and apportionments of earnings thereon, over and above any amounts chargeable against the same; or (b) a fully paid share the matured value of which has been paid in for such number of years as the by-laws shall provide.

"Investment certificate" shall mean a certificate by the term of which the association agrees to pay a fixed and stated rate of interest, which rate shall be used in determining the book value at any time and the ultimate or maturity value thereof.

"Withdrawal value" shall mean the value of a share or investment certificate determined by adding to what has been paid in (excluding the membership fee) a portion of the earnings equal to not less than six per cent (6%) interest on monthly balances, less any sums withdrawn or lawfully charged against such share or certificate, and less also, in the case of shares, any amount chargeable against the same for debts or losses of the association not coverable out of earnings, guaranty shares or the reserve fund; provided, however, that if the dividend declared for any semi-annual period shall be at a rate below seven per cent (7%) per annum, then the rate applied for the purpose of determining the withdrawal value for that period may be one per cent (1%) below the dividend rate.

"Guaranty shares" shall mean stock provided for by the by-laws to be set apart and sold as a permanent or guaranty capital which, when once so set apart, sold and issued, shall thereafter remain as a fixed, permanent and guaranty capital subject to all of the conditions and liabilities attaching to the paid in capital stock of other classes of corporation. It shall protect and guarantee all other stockholders and creditors against any loss, and shall be maintained as paid up, non-withdrawable stock and shall at all times be maintained at not less than ten per cent (10%) of the aggregate book value of the stock or investment certificates. Should earnings be insufficient to fulfill the guarantees given by the association, both principal and dividends of the guaranty stock shall be used for that purpose to any extent required. In no case shall earnings be so apportioned as to allow a higher return on stock or on investment certificates in the guaranteed class than on other classes of stock, except the guaranty stock.

A "member" shall mean any owner of any share of stock of the association irrespective of its book value or whether represented by a certificate or pass book.

SECTION 3. Association, how formed. Any five or more persons, of whom a majority must be residents of the Territory of Hawaii, desiring to form a corporation to carry on the business of a building and loan association under the provisions of this Act,

shall file in the office of the treasurer of the Territory of Hawaii articles of association which shall set forth:

(1) The name of the corporation, which shall include the words "building and loan association" or "building and loan society", or "building and loan company," and which name shall not include any of the words "bank", "banking", "trust", or "fidelity", nor import any business of a character denoted by any of said words;

(2) The purposes for which it is organized;

(3) The principal place of its business;

(4) The names and places of residence of the incorporators;

(5) The term of corporate existence, which shall not exceed fifty years unless subsequently extended as by law provided in the case of other corporations;

(6) The number of its directors, which shall not be less than five nor more than fifteen, and the names of the directors to serve for the first year;

(7) The number and designation of officers, and the names of the officers to serve upon incorporation;

(8) The amount of the initially authorized capital stock, which shall in no case be less than ten thousand dollars ($10,000.00) maturity value, and the names, and post office addresses of the subscribers therefor;

(9) The amount of the initially paid in capital, in cash, which shall in no case be less than nor be thereafter permitted to fall below one per cent (1%) of the total authorized capital stock.

There shall also be filed with the treasurer of the territory at the time of filing the articles of association, an affidavit sworn to by the president, secretary and treasurer of the association, setting forth specifically the amount of authorized capital stock and the number of shares representing same, the names of the subscribers for shares, with their post office addresses, and the amount of the capital initially paid in cash on each subscription.

Upon the filing of the articles of association and affidavit, the treasurer of the territory shall examine the same and, when satisfied that the same are in due form of law and that the capital has actually been paid in to the extent required, he shall issue to the association a certificate stating that it has complied with the requirements of this Act and is entitled to carry on business.

The fee for filing the articles of association shall be twenty cents for each thousand dollars of the stated authorized capital stock, but in no case less than thirty-five dollars. The same rate shall apply for each one thousand dollars of increase of capital thereafter authorized, but in no case less than twenty dollars.

SECTION 4. Powers. Every association carrying on business under the authority of this Act shall have power:

To have succession by its corporate name for the period limited in its articles of association and during any extension thereof;

To sue and be sued in any court;

To make and use a common seal and alter the same at its pleasure;

To purchase, hold and dispose of any real estate upon which it may have a mortgage or in which it may have any interest; and may sell, lease, mortgage or otherwise deal with and dispose of the same at pleasure, but shall not otherwise acquire or deal in real estate; provided, that any such association may acquire such real estate or a leasehold interest therein, the whole or any part of which may be necessary for a location for the transaction of its business; and provided further, that any real estate except that used for its business location shall be sold by said association within five years from the time of acquisition thereof;

To hold, purchase and dispose of such personal estate as the purposes of the association may require;

To borrow money for any of the purposes authorized by this Act and secure the same by a pledge or mortgage of all or any of its assets;

To appoint such subordinate officers and agents as the business of the association shall require;

To make by-laws, not inconsistent with law, for the management of its property, the election and removal of its directors and officers, the regulation of its affairs, and the issuance, manner of voting, transfer, withdrawal and cancellation of its shares of stock pursuant to law; provided that every member shall be entitled to one vote for each share of stock owned by such member, unless such member shall be delinquent;

To receive and accumulate funds to be loaned, and loan the same to its members, investors or others;

To permit or require members and investors to withdraw part or all of their payments on shares or investment certificates, and to prescribe the terms and conditions of such withdrawals, as authorized by this Act;

To cancel shares of stock on which the payments have been withdrawn, and to re-issue such shares;

To receive money for investment and issue investment certificates therefor, which certificates must specify the date, amount, rate of interest and time when the principal and interest are payable.

SECTION 5. Capital stock; shares. The capital stock of every such association shall be divided into shares having a maturity

value of either one hundred dollars or two hundred dollars each. The authorized capital may be increased from time to time by vote of three-fourths of all the shares of stock at the time issued and outstanding and upon a certificate of such increase thereof being filed in the office of the treasurer of the territory and payment of the requisite fee aforesaid.

The capital shall be paid in by the subscribers in such sums and at such times and in such manner as the by-laws shall provide. All such payments shall be called dues, and shall be continued until the amount of dues paid taken together with the amounts apportioned and credited or paid on the shares as dividends or interest shall reach the matured or ultimate value thereof or until such shares shall be withdrawn, retired or forfeited and cancelled; provided that dues shall not exceed two dollars per share per month; provided further, that dues may be paid in advance.

Shares may be issued as required, or at periods designated in the by-laws, or in one or more successive series, and subdivided into classes, each series or class having a different periodical payment of dues.

Shares shall be evidenced either by a pass book or by certificates, in either case to be issued on the first payment made on the shares, provided that all fully paid or matured shares shall be represented by certificates.

Shares may be issued in form as installment, prepaid, fully paid or guaranty shares, as the by-laws may provide. They may also be issued in separate classes as to participation, under such conditions as the by-laws shall provide and which conditions shall be fully set forth in or upon each certificate or pass book issued therefor.

Every share shall be subject to a lien in favor of the association for such charges as may be lawfully imposed thereon under the provisions or authority of this Act, and the by-laws may provide the manner of enforcement of such lien.

Shareholders shall not be liable for the difference between the book value and the ultimate or maturity value of their shares, except on guaranty shares.

Shares shall be deemed to be personal property in the hands of the members, transferable upon the books of the association in such manner as shall be provided in the by-laws.

SECTION 6. Minors' shares. Shares may be issued in the name of a minor, in the same manner as to an adult person, and all relations between the minor and the association shall be on the same basis as though the minor were an adult, provided that no fines or penalties shall be charged against said shares for any time within the minority of the owner thereof, except in the case

of stock to which dividends are credited irrespective of whether or not installments due are paid, and the receipt or paid order of such minor shall be a valid acquittance of the rights of all concerned.

SECTION 7. Shares held in trust. If shares are held in trust the name and residence of every beneficiary shall be disclosed and the account kept in the name of the holder as trustee for such beneficiary. If no other notice of existence and terms of the trust has been given in writing to the association, such shares may, upon the death of the trustee, be withdrawn by the beneficiary or his legal representatives.

SECTION 8. Joint Accounts. Shares may be issued to or in the name of two persons or the survivor; and in the event of the death of either the association shall be liable thereon only to the survivor, and while both are living, payment to either shall discharge the liability to both. The joint ownership of shares shall not confer the right to vote to any greater extent than if such shares were held by an individual.

SECTION 9. No stock shall be issued upon which a different or stipulated rate of dividends or interest shall be guaranteed or paid before or regardless of the amount of dividends distributed to other classes of shares, except as authorized by this Act.

SECTION 10. No shares shall be issued which shall be exempt from bearing their portion of loss or debts of the association in proportion to but not exceeding their book value, not covered by reserves or guaranty shares.

SECTION 11. Shares may be withdrawn, retired, forfeited and cancelled, as in this Act provided, and in such case shall become the property of the association, and may thereafter be reissued.

SECTION 12. Reserve Fund. Every association shall maintain a reserve fund, to be accumulated out of its net earnings by appropriations made thereto, which appropriations shall not in any year be less than three per cent (3%) nor more than twenty per cent (20%) of the net earnings for such year, until such fund shall equal ten per cent (10%) of the book value of all shares of stock and investment certificates outstanding, (exclusive of any shares or investment certificates protected by guaranty shares).

Whenever said fund shall fall below the amount above prescribed, the board of directors shall restore the same in the manner above provided. Whenever said fund shall exceed said prescribed amount, then, at the next dividend period, the excess shall be transferred to the general profits account.

Such fund shall not be available for the payment of expenses so long as the association has any undivided profits, and shall not be used for dividends. It shall be chargeable with all direct and contingent losses not otherwise specially provided for, and with any losses upon investments whether resulting from depreciation or otherwise, and shall also be a guaranty of payments of withdrawals on shares and investment certificates not otherwise guaranteed.

Said fund may be invested in the same manner as other investment funds of the association, and the income therefrom may be merged with other current earnings.

SECTION 13. Dividends. No dividends or apportionment of profits shall be declared, credited or paid except out of surplus or net profits. Earnings shall be apportioned and credited at least once in each year on the book value of all shares; provided that the amounts so apportioned on matured shares may be paid as cash dividends. Such apportionments in any year shall not exceed the net earnings for such year added to any accumulated undivided profits.

The board of directors may carry as undivided profits such sum or sums as they may deem wise, provided that the aggregate amount thereof, taken together with the reserve fund, shall not be allowed to exceed fifteen per cent (15%) of the paid in capital.

The holders of fully paid or matured shares shall be entitled to receive either a full participation in the apportionments of net profits or an agreed rate of dividend not exceeding six per cent (6%) per annum on the maturity value payable semi-annually in cash without other participation in the general profits, as the by-laws shall provide.

Dividends on shares issued in serial form shall be apportioned or credited equally to each share in each series.

SECTION 14. Fees, Fines. Membership fees may be charged but must be stated and paid as such separately from any dues. No such fee shall exceed two per cent (2%) of the maturity value of the stock or investment certificates subscribed for; provided that, until the 30th day of June, 1928, foreign associations engaged in business in the territory at the time of the passage of this Act, may impose additional charges not to exceed three per cent (3%) of the maturity value of the securities and which charges may be deducted from dues thereon as and when such dues are collected.

No amount paid in on any share or investment certificate shall be used to pay any fee, commission or other form of compensation to any person for obtaining any subscription therefor.

A transfer fee may be charged on each share or investment certificate, as the by-laws shall provide, not to exceed one per cent (1%) of the book value.

A withdrawal fee of not more than one per cent (1%) of the maturity value may be charged on the voluntary withdrawal of any share or investment certificate.

Fines may be assessed upon installments not paid when due, but no fine shall exceed ten per cent (10%) of the amount due, nor shall any fine be assessed more than once against the same delinquent amount, nor beyond a period of six months after the date when the amount became delinquent, except that said limitation of six months shall not apply in the case of stock to which dividends are credited irrespective of whether or not installments due are paid.

SECTION 15. Withdrawals. Every holder of any share of stock or investment certificate, upon surrendering the same either before or after maturity, at such times and in such manner and upon such notice (not exceeding thirty days) as the by-laws shall provide, shall be entitled to receive the withdrawal value thereof, less a withdrawal fee, and less his indebtedness, if any, to the association; provided that guaranty shares shall not be withdrawable except as authorized by this Act, and then upon such terms as the by-laws shall provide.

The board of directors may permit the withdrawal of a part of the accumulations to the credit of any stockholder on installment shares not issued in serial form, without thereby reducing the number of the shares held by him.

Upon the death of a stockholder or certificate holder, his or her legal representatives shall be entitled to surrender the shares or certificates and receive the then withdrawal value thereof, unless the legal representatives of such decedent shall have assumed the future payments thereon.

Withdrawals shall be paid in the order in which notices thereof have been filed, provided that such notice may be waived under such restrictions as may be imposed by the board of directors.

The moneys available for withdrawals may be restricted to one-third of the current receipts of the association, and whenever the demands for withdrawals shall exceed the money applicable to their payment the notices therefor shall be registered in the order of their filing, and payments thereon must be made in such order.

Should there be any unusual demand for withdrawals from the funds of the association, or for real estate loans, the board of

directors may borrow money for a period of not more than one year, and as security for such loans may pledge all or any of the securities or resources of the association.

SECTION 16. Retirement of Shares and Investment Certificates. Whenever the board of directors shall deem it to be for the best interests of the association, or whenever required by any provision of this Act, the association may retire any matured shares by forcing the withdrawal thereof. The shares to be retired may be selected by the board from those of longest standing, or, in their discretion, the board may invite offers of withdrawals from the holders of all shares open to selection therefor, and if more than enough are offered the board may select by lot from among them the number of shares to be retired.

Whenever the total value of all matured shares shall exceed ten per cent (10%) of the paid in capital, the association may retire a sufficient portion thereof to reduce their value below said ten per cent (10%).

SECTION 17. Cancellations on Delinquencies. In case any stockholder or investment certificate holder shall become and remain delinquent in the payments required, for the space of six months, the board of directors may, in its discretion, declare the stock or certificates forfeited and may cancel the same; and in such event shall pay to the owner, upon demand, the then withdrawal value of such shares or certificates as the case may be.

SECTION 18. Loans, Ordinary. Ordinary loans shall be made only for the purpose of buying, building or improving the home in the Territory of Hawaii of the borrower or refinancing the same, and shall be secured by mortgage on real estate and improvements of said home, the unencumbered value whereof, by appraisement, to be not less than thirty-three and one-third per cent (33⅓%) in excess of the face of the loan unless additional security is taken. Interest must be stated as such and no premium shall be charged. Ordinary loans may also be made on the security of the withdrawal value of shares or investment certificates, irrespective of the purpose for which the money is borrowed.

SECTION 19. Loans, Surplus Funds. When funds shall accumulate in excess of the demands from members for ordinary loans, such surplus funds may be loaned to either members or non-members irrespective of the purpose for which the loan is desired, secured by mortgage on real estate in the Territory of Hawaii; or such surplus funds may be invested in securities satisfactory to the board of directors and of a character suitable for trust investments.

It shall be unlawful for any such association to loan any of its funds upon the security of any of its own guaranty stock or permanent non-withdrawable capital stock; and any officer or director who shall make any such loan or consent thereto shall be personally liable to the association for the full amount thereof, and shall also be guilty of a misdemeanor and upon conviction shall be punished as hereinafter provided.

SECTION 20. Inspection by Treasurer. The treasurer of the territory shall have the right at any time or times, without previous notice, in person or by any person or persons by him appointed, to examine into the business and affairs of every building and loan association, and shall have free access to all of its books, papers, records and securities, to ascertain the condition of the association in any respect and whether it is operating conformably with law. For such purpose he may summon and compel the attendance of any director, officer, agent or employee of the association, and examine them under oath.

Whenever the result of any such examination shall show that the association is in an unsound financial condition or is operating in any unsafe, unauthorized or illegal manner, the treasurer may, by written order served upon the association, to become effective ten days after service thereof, therein stating his reasons therefor, suspend or cancel the license of such association to do business, provided that an appeal shall lie therefrom to the circuit court of the circuit in which said association's principal office in the territory is located. Such appeal shall be taken within ten days after service of the treasurer's order upon the association. If the court, sitting without a jury, after a full hearing, shall approve or confirm the findings of the treasurer, the treasurer shall take charge of and liquidate the affairs of said association and cause it to be dissolved, and may defray the expenses of his proceedings out of its assets.

SECTION 21. Existing Associations, Domestic. Any corporation heretofore organized and existing under the laws of the Territory of Hawaii and carrying on a building and loan association business in the territory shall be entitled to continue to carry on such business, in accordance with this Act, as though it had been organized under its terms, upon receiving a certificate of qualification therefor as herein provided. It shall be unlawful for any such corporation to continue to carry on such business longer than six months after the passage of this Act unless such certificate shall have been obtained therefor.

Every such application shall be made in writing accompanied by an affidavit of the president, secretary and treasurer of the cor-

poration setting forth such of the matters enumerated in Section 3 of this Act as the treasurer of the territory may require, and further showing to the satisfaction of the treasurer that its affairs are in a sound financial condition. Upon the filing thereof the treasurer of the territory may make an examination of the affairs of such corporation, and, upon being satisfied that the same are as represented and that such corporation is in the condition required in the case of an association incorporated under this Act, shall issue the desired certificate. The fee for issuing such certificate shall be thirty-five dollars ($35.00).

Any such corporation, for the purpose of providing a reserve fund under Section 12 of this Act, may set apart the requisite amount out of its surplus or earnings, either at once or in portions from time to time until the required amount is provided.

Shares of stock of such existing Hawaiian corporations qualifying to do business under this Act, unless held as guaranty shares, may be withdrawable under the same conditions as prescribed with respect to withdrawals of shares issued under this Act.

SECTION 22. Qualifications of Foreign Associations. Every foreign corporation lawfully doing business as a building and loan association within the Territory of Hawaii at the time of the passage of this Act, desiring to continue its business in the territory, or other foreign association desiring to engage in business in the territory, shall apply to the treasurer of the territory for a license, and qualify itself therefor, within six months after the passage of this Act, failing which its right to carry on such business in the territory shall cease, and any license fee heretofore paid shall be refunded in the proportion that its licensed term is then unexpired.

In order to obtain such license, and in addition to compliance with the provisions of Chapter 195 of the Revised Laws of Hawaii 1925, such corporation shall file an application therefor in the office of the treasurer of the territory, signed and sworn to by its president, secretary and treasurer, setting forth:

(1) The name of the association, which must conform to the requirements of paragraph 1 in Section 3 of this Act;

(2) The kind of business proposed to be carried on in the Territory of Hawaii;

(3) The place of its principal office in the territory;

(4) The term of its corporate existence;

(5) The number, names, residence addresses and occupations of its directors and principal officers;

(6) The amount of its total authorized capital stock;

(7) The amount of its total paid in capital;

(8) The amount of its capital paid in on all shares at the time issued and outstanding and subscribed for by persons residing in the territory;

(9) The par or maturity value of its shares;

(10) A detailed statement of its entire assets and liabilities, both within and outside of the territory, segregated to show the same separately in the territory;

(11) A description of each kind, class and series of stock, and a statement of the number of shares of each kind, class and/or series issued to or subscribed for by persons residing in the territory, and the total amount paid in on each kind, class and series;

(12) A description of each kind or class of any certificates, bonds, debentures, or other papers than shares of stock described in subparagraph 12 of this section, by whatever name designated and a statement of the amount of each kind or class issued or sold to or subscribed or contracted for by persons residing in the territory; and the total amount paid in on each kind or class;

(13) The amount of its reserve fund.

Upon the filing of said application the treasurer of the territory shall make an examination of said corporation's affairs, in any respect, and upon being satisfied that said association is authorized to carry on a business of the character permitted by this Act and that its affairs are in such condition as required by this Act, and upon such corporation further filing with the treasurer a good and sufficient bond with licensed corporate surety satisfactory to and in favor of the treasurer in such amount, not more than fifty thousand dollars ($50,000.00) as the treasurer may require, conditioned for the faithful performance of all its obligations incurred in the territory or in favor of residents thereof, the treasurer shall issue to such corporation a license entitling it to carry on such business subject to the provisions of this Act, and not otherwise. Said bond shall be in lieu of the bond required of foreign corporations under the provisions of Chapter 195 of the Revised Laws of Hawaii 1925.

The fee for such license shall be thirty-five dollars ($35.00).

The treasurer may at any time require the bond of such foreign corporation to be renewed or increased within the limit aforesaid, and failing the continuous maintenance of a satisfactory bond the license to carry on business may be revoked by the treasurer.

Provided, that in lieu of the bond above contemplated, any such corporation may deposit with the treasurer of the territory an amount of money equivalent to the bond required, or bonds of the United States or of any state or of the Territory of Hawaii or any municipality of any state or of the territory, or other

securities satisfactory to the treasurer, to the same value; and with respect to any moneys or securities so deposited the depositor shall be entitled, while remaining in good standing, to receive the interest or income therefrom. With the consent of the treasurer any securities so deposited may be withdrawn at any time upon the substitution and deposit of others of the form and character herein specified and of like or greater net value, so long as the aggregate net convertible value of all shall equal or exceed the amount required.

The bonds, fund or securities so provided by such foreign association shall not be foreclosed or realized upon except for the liquidation of final judgments in favor of residents of the Territory of Hawaii who were investors in any of the shares or securities of such foreign association, and then only when certified proof thereof has been filed with the treasurer.

Except as above provided, the bonds or securities provided as aforesaid shall not be withdrawn or withdrawable until proof shall be made of the liquidation of all liabilities to residents of the Territory of Hawaii to the satisfaction of the treasurer.

Any person who shall be found in the Territory of Hawaii, as principal, agent, solicitor, or in any other capacity, soliciting or conducting the business of selling, disposing of, or taking or soliciting subscriptions for the sale of any of the forms of bonds, shares, contracts, agreements or other securities of any foreign association, not conducting business under the provisions of this Act, shall be deemed guilty of a misdemeanor and be punishable as hereinafter provided.

SECTION 23. The prohibition against doing business within the meaning of Sections 21 and 22 of this Act shall be held to forbid the carrying on of any new business.

SECTION 24. Compliance with this Act Essential. The business of a building and loan association shall not be carried on in this territory except by a corporation as authorized by this Act.

SECTION 25. Banking Forbidden. Nothing in this Act shall be deemed to authorize any building and loan association to engage in or carry on any kind of banking business; nor shall any such association at any time have or carry upon its books, for any member or investor, any demand or commercial or checking account or any credit to be withdrawn upon the presentation of any negotiable check, draft or order.

SECTION 26. Fidelity Bonds. Every association carrying on a building and loan association business in the territory shall require the bonding of such officers and employees as shall have any

possession, custody or means of drawing upon any of the funds or securities of the association. The amounts of such bonds shall be determined by the board of directors and the surety thereon shall be a licensed corporate surety.

SECTION 27. General Laws Applicable. All of the provisions of the general laws of the Territory of Hawaii relating to corporations, where not inconsistent with any provisions of this Act, or otherwise inapplicable, shall apply to all associations doing business under this Act.

SECTION 28. Penalty. The penalty for violation of any of the provisions of this chapter shall be a fine not exceeding one thousand dollars or imprisonment not exceeding one year, or by both such fine and imprisonment.

SECTION 29. Constitutionality. If any section or part of any section of this Act shall be declared to be unconstitutional, the remainder of the Act shall not thereby be invalidated.

SECTION 30. This Act shall take effect and become law on and after July 1, 1927.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 209

[H. B. No. 399]

AN ACT MAKING AN APPROPRIATION TO PAY THE CLAIM OF PETER ROSA.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of seventy-five dollars ($75.00) is hereby appropriated out of any moneys in the treasury not otherwise appropriated, to compensate Peter Rosa for damages to his growing crops at Kalaupapa, Molokai, caused by cattle belonging to the Territory straying thereon.

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 210

[H. B. No. 410]

AN ACT AUTHORIZING THE BOARD OF SUPERVISORS AND THE SEWER AND WATER COMMISSION OF THE CITY AND COUNTY OF HONOLULU TO PREPARE PLANS AND ESTIMATE OF COST OF CONSTRUCTING A TUNNEL THROUGH THE KALIHI MOUNTAIN, BEGINNING AT THE KALIHI-HONOLULU SIDE, AT KALIHI, AND RUNNING TO KOOLAUPOKO, OAHU, AND MAKING AN APPROPRIATION THEREFOR.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu and the Sewer and Water Commission of the City and County of Honolulu may jointly examine into the feasibility, make the necessary surveys and plans and estimates of costs, upon a tunnel through the Koolau Range, commencing in Kalihi Valley, and report to the 1929 Session of the Legislature of the Territory of Hawaii. The said Board of Supervisors of the City and County of Honolulu is hereby authorized and empowered to appropriate for such purposes the sum of ten thousand dollars ($10,000.00) from either the general fund and/or the permanent improvement fund of said City and County, the expenses, however, of such survey to be apportioned between said City and County of Honolulu and said Commission in such manner and amount as they shall agree upon.

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 211

[H. B. No. 464]

AN ACT TO AMEND CHAPTER 103 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO INCOME TAXATION BY ADDING A NEW SECTION THERETO, TO BE KNOWN AS SECTION 1389A, RELATING TO THE TAXATION OF THE NET PROFITS OR INCOMES OF CORPORATIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Chapter 103 of the Revised Laws of Hawaii 1925, is hereby amended by adding a new section thereto to be known as Section 1389A, to read as follows:

"Section 1389A. Under this Chapter the words 'all corporations' appearing in the foregoing section shall include National Banking Associations carrying on business in the territory."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 212

[S. B. No. 7]

AN ACT PROVIDING PENSIONS FOR CERTAIN PERSONS HEREIN NAMED, AND AUTHORIZING AND DIRECTING THE COUNTY OF HAWAII TO PAY THE SAME.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the County of Hawaii is hereby authorized and directed to pay, each month, beginning with the month of July, 1927, for the term of the respective life of each, the sums set opposite the respective names, as follows:

	Per Month
David K. Baker	$ 50.00
Mrs. Benj. Brown, Jr	50.00

Rosa Carvalho	100.00
John Cheesebrough	60.00
Manuel Caminos	45.00
Mary Gomes	35.00
H. S. Haaheo	40.00
Alfred Kaleikoa Hookano	50.00
Mrs. Emma Kauhane	50.00
John Keawehawaii	30.00
William K. Kahaleohu	40.00
William Kamau, Sr	50.00
Mrs. G. P. Kamauoha	40.00
Kainoa Kawelu	50.00
O. M. Kekuewa	60.00
D. H. Kenoi	60.00
Mrs. Wm. Laeha	50.00
S. Lazaro	90.00
John G. Lincoln	50.00
John H. Maby	65.00
Robert Makahalupa	50.00
D. K. Makuakane	25.00
Mrs. Elizabeth Macomber	50.00
William B. Nailima	90.00
William K. Nahale	30.00
Dan Namahoe	70.00
William Todd	100.00
Joseph Vierra	150.00

provided, however, that no beneficiary under this Act shall be permitted to draw the amount specified in the Act if said beneficiary is holding any salaried position of the Territory of Hawaii or any political subdivision thereof, and provided, further, that pensions for widows under this Act shall cease upon their remarriage.

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 213

[S. B. No. 92]

AN ACT TO AMEND CHAPTER 128 OF THE REVISED LAWS OF HAWAII 1925, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 2147A, RELATING TO THE DISCHARGE OF FIREARMS AND OTHER WEAPONS UPON PUBLIC HIGHWAYS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Chapter 128 of the Revised Laws of Hawaii 1925, is hereby amended by adding thereto a new section to be numbered Section 2147A, and to read as follows:

"2147A. Whoever wilfully discharges, upon any public highway within the Territory of Hawaii, any firearm or other weapon capable of causing death or inflicting serious personal injury, including air-guns and sling-shots, except in the lawful defense of life or property, or in the performance of official duty, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than ten dollars ($10.00) nor more than two hundred fifty dollars ($250.00) or by imprisonment for not more than one year, or by both such fine and imprisonment."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 214

[S. B. No. 128]

AN ACT TO MAKE UNIFORM THE LAW FOR THE EXTRADITION OF PERSONS OF UNSOUND MIND.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Name of the Act. This Act may be cited as the Uniform Act for the Extradition of Persons of Unsound Mind.

SECTION 2. Definition of Terms. The terms "flight" and "fled" as used in this Act, shall be construed to mean any volun-

tary or involuntary departure from the jurisdiction of the court where the proceedings hereinafter mentioned may have been instituted and are still pending, with the effect of avoiding, impeding or delaying the action of the court in which such proceedings may have been instituted or be pending, or any such departure from the state where the person demanded then was, if he then was under detention by law as a person of unsound mind and subject to detention. The word "state" wherever used in this Act, shall include states, territories, districts and insular and other possessions of the United States. As applied to a request to return any person within the purview of this Act to or from the District of Columbia, the words "executive authority", "Governor" and "Chief Magistrate", respectively, shall include a Justice of the Supreme Court of the District of Columbia and other authority.

SECTION 3. Persons subject to the Act. A person alleged to be of unsound mind found in this Territory, who has fled from another state, in which at the time of his flight:

(a) He was under detention by law in a hospital, asylum or other institution for the insane as a person of unsound mind; or

(b) He had been theretofore determined by legal proceedings to be of unsound mind, the finding being unreversed and in full force and effect, and the control of his person having been acquired by a court of competent jurisdiction of the state from which he fled; or

(c) He was subject to detention in such state, being then his legal domicile (personal service of process having been made) based on legal proceedings there pending to have him declared of unsound mind: shall, on demand of the executive authority of the state from which he fled, be delivered up to be removed thereto.

SECTION 4. Procedure. Whenever the executive authority of any state demands of the executive authority of this Territory, any fugitive within the purview of Section 3 and produces a copy of the commitment, decree or other judicial process and proceedings, certified as authentic by the Governor or Chief Magistrate of the state whence the person so charged has fled, with an affidavit made before a proper officer showing the person to be such a fugitive, it shall be the duty of the executive authority of this Territory to cause him to be apprehended and secured, if found in this Territory, and to cause immediate notice of the apprehension to be given to the executive authority making such demand, or to the agent of such authority appointed to receive the fugitive, and to cause the fugitive to be delivered to such agent when he shall appear. If no such agent appears within thirty days from

the time of the apprehension, the fugitive may be discharged. All costs and expenses incurred in the apprehending, securing, maintaining and transmitting such fugitive to the state making such demand, shall be paid by such state. Any agent so appointed who receives the fugitive into his custody shall be empowered to transmit him to the state from which he has fled. The executive authority of this Territory is hereby vested with the power, on the application of any person interested, to demand the return to this Territory of any fugitive within the purview of this Act.

SECTION 5. Limitation. Any proceedings under this Act shall be begun one year after the flight referred to in this Act.

SECTION 6. Interpretation. This Act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it.

SECTION 7. Repeal. All Acts or parts of Acts inconsistent with this Act are hereby repealed.

SECTION 8. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 215

[S. B. No. 146]

AN ACT TO AMEND SECTIONS 628 AND 629 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO DISPOSAL OF AND INDEMNIFICATION FOR TUBERCULOUS ANIMALS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 628 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 628. Disposal of tuberculous animals. The owner of all cattle reacting to the tuberculin test shall cause them to be segregated immediately and, within a reasonable time thereafter, to be delivered for slaughter at such time and place as may be designated by the Territorial Veterinarian, his assistant or deputy. Such slaughter shall be under the direct supervision of the Ter-

ritorial Veterinarian, his assistant or deputy, and in accordance with the meat inspection regulations of the Federal Bureau of Animal Industry."

SECTION 2. Section 629 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 629. Indemnification. For any animal slaughtered, under the provisions of the foregoing section, the owner shall be paid one hundred dollars ($100.00) for a pure-bred registered animal or fifty dollars ($50.00) for a grade animal; provided, that no compensation will be paid for tuberculous steers, nor will compensation be paid for bulls which are not pure-bred. The amount of indemnification being thus ascertained, the owner may present to the Territorial Auditor a claim against the Territory of Hawaii for such indemnification. A warrant for the payment of such a claim shall be made upon vouchers approved by the President of the Board of Agriculture and Forestry, provided, (a) that no indemnification shall be paid unless the owner has cooperated with the Board in complying with all rules and regulations issued pursuant to the control and eradication of bovine tuberculosis and has presented his whole herd for testing; and *provided,* (b) that no indemnification shall be paid for any imported animal which, after admission to the Territory, shall have been placed in herds known to be infected at the time; and *provided,* (c) that no indemnification shall be paid for any imported animal condemned on retest while in quarantine and before release from quarantine.

In case of any report or ruling adverse to the owner hereunder, the owner shall be given a hearing before the Board before a final ruling is made."

SECTION 3. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 216

[S. B. No. 149]

AN ACT AMENDING SECTION 786, REVISED LAWS OF HAWAII 1925, RELATING TO THE PROTECTION OF FISH AND PLANT LIFE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 786, Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 786. Protection fish and plant life. Every person, firm, association or corporation who or which places, or causes to be placed, in any waters of this Territory, dynamite, gunpowder or other explosive compound for the purpose of killing or taking fish, or who takes, procures, kills or destroys any fish of any kind by means of explosives, or who has in his possession any fish that have been taken by means of explosives, or who places, or causes to be placed, or who discharges or deposits, or who causes to be discharged or deposited or suffers or permits to be discharged or deposited, or to pass, or who places where it can pass in or into any of the waters of the Territory, any petroleum, coal or oil tar, lampblack, analine, asphalt, bitumen, or residuary product of petroleum or carbonaceous material or substance, in such quantities as shall be deleterious to fish or plant life there existing, is guilty of a misdemeanor, and shall be punished by a fine of not more than five hundred dollars ($500.00) or by imprisonment for not more than one hundred and fifty (150) days, or by both such fine and imprisonment, in the discretion of the court. *Provided,* however, that nothing in this chapter contained shall be held or construed to be an amendment or modification of Section 693 of the rules and regulations of the Board of Harbor Commissioners of the Territory."

SECTION 2. This Act shall take effect upon approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 217

[S. B. No. 151]

AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF NEGATIVES OF PHOTORGAPHS OF PERSONAGES AND EVENTS OF HISTORICAL INTEREST.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of three thousand five hundred dollars ($3,500.00) is hereby appropriated, out of any moneys in the treasury, not otherwise appropriated, for the purchase from the Estate of J. J. Williams, deceased, of all negatives of photographs of personages and events of particular historical interest to Hawaii.

SECTION 2. The aforesaid sum, or so much thereof as may be necessary, shall be disbursed on a warrant drawn by the Auditor based upon a voucher approved by the Commissioners of Public Archives, who are hereby authorized and empowered to select and purchase the negatives of photographs mentioned in Section 1.

SECTION 3. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 218

[S. B. No. 153]

AN ACT TO AMEND SECTION 1329 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO MANUFACTURE AND DISTRIBUTION OF GAS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1329 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1329. Gas Works. All property, both real and personal, actually and solely used in the manufacture and distribution of gas, and forming or used as part of a gas manufacturing and

distributing system, of any firm, person or corporation, whose property is now exempt by law from taxation, shall continue to be exempt from taxation for a period of five years from April 21, 1928."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 219

[S. B. No. 186]

AN ACT TO AMEND SECTIONS 1431, 1437, 1441, 1442, 1446, 1448, 1456, 1462, 1463, 1465, 1467, 1468 AND 1470 OF CHAPTER 105 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO AUDIT OF PUBLIC ACCOUNTS, AND TO ADD TO CHAPTER 105 OF THE REVISED LAWS OF HAWAII 1925, FOUR SECTIONS TO BE KNOWN AS SECTIONS 1433A, 1462A, 1470A and 1470B, ALSO RELATING TO AUDIT OF PUBLIC ACCOUNTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1431 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1431—Publication of Statements. It shall be the duty of the Auditor of the Territory to prepare and submit to the Governor, and publish in a newspaper of general circulation in the Territory, immediately following the close of each fiscal year, a statement of income and expenditure by funds, showing the principal sources of revenue, the function or purpose for which expenditures were made, together with a consolidated statement showing similar information for all funds; also a statement showing the balance in each fund at the beginning of the fiscal year, plus the receipts, minus the disbursements, and the balance on hand at the close of the fiscal year after deducting outstanding warrants and vouchers."

SECTION 2. Chapter 105 of the Revised Laws of Hawaii 1925, is hereby amended by adding a new section thereto to be known as Section 1433A, to read as follows:

"Section 1433A. Approval of Business and Accounting Forms. The Auditor, by and with the approval of the Governor, shall determine the forms required to adequately supply accounting and statistical data for the Territorial government. Upon the expiration of the tenure of office of the Commission on Public Accountancy, it shall be the Auditor's duty to require heads of departments and establishments of the Territorial government to submit proposed new forms or proposed changes in current business and accounting forms for review and approval before ordering the same printed. All standard Territorial forms will be classified, numbered and standardized in design, dimensions, color and grade of paper and recorded in a catalog of accounting and statistical forms by the Auditor."

SECTION 3. Section 1437 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1437. Accounting systems; enforcing the use of and inspection of the same. The accounting systems installed by the Commission on Public Accountancy under the provisions of Act 181, S. L. 1923, as amended by Act 220, S. L. 1925, for use in the offices of the Auditor, Treasurer and departmental services of the Territory, and the auditors, treasurers and departmental services of the several counties and City and County are hereby declared to be the accounting and reporting systems of said Territory, counties and City and County. Upon the expiration of the tenure of office of said Commission on Public Accountancy, it shall be the duty of the Auditor of the said Territory to enforce the use of said systems, and it shall be his duty to make inspections from time to time of the application of the same. Provided, however, that nothing herein contained shall prohibit the said Auditor, with the approval of the Governor, of making such changes and modifications in said systems as shall from time to time appear to be in the best interest of the Territory and said counties and City and County."

SECTION 4. Section 1441 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1441. Payments into Treasury. By Honolulu Accountants. Every such Public Accountant collecting or receiving revenue or other moneys aforesaid in Honolulu shall pay weekly, or at such times as may be otherwise specially appointed, into the treasury all sums of money collected or received by him on account of the revenue or otherwise as aforesaid, accompanied by vouchers bearing his signature, and which such sums shall have been collected or received, and unless otherwise specially directed, shall not later than the fifth day after the expiration of each month, trans-

mit to the Auditor a return in the form contained in Section 1470, with such particulars in each case as may be required by the Auditor, of all moneys collected or received by him during the preceding month, and shall make and subscribe to an oath in the form prescribed in such section."

SECTION 5. Section 1442 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1442. Payments into Treasury. By Accountants out of Honolulu. Every such Public Accountant collecting or receiving revenue or other moneys as aforesaid out of Honolulu shall transmit or pay monthly, or at such times as may be otherwise specially appointed, into the treasury all sums of money collected or otherwise received by him on account of the revenue or otherwise as aforesaid, accompanied by vouchers bearing his signature, and containing a full and accurate description of the services for which such sums shall have been collected or received, and unless otherwise specially directed, shall, on or before the 10th day after the expiration of each month, transmit to the Auditor, by post or otherwise, a return in the form contained in Section 1470, with such particulars in each case as may be required by the Auditor, of all moneys collected or received by him during the preceding month, and shall make and subscribe to an oath in the form prescribed in such section."

SECTION 6. Section 1446 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1446. Auditor to enforce payments, collections. The Auditor, upon the receipt by him of the returns required to be furnished by Public Accountants, billing, receiving or collecting moneys as hereafter in this chapter provided, shall examine and compare the same with the schedule of accounts receivable, cash receipts and with the accompanying vouchers and documents, if any and shall allow and discharge every Public Accountant for all sums shown to have been by him respectively received or collected and duly paid into the treasury, and shall disallow and surcharge such Public Accountant for all sums wilfully or negligently omitted to be received or collected by him, which under any law or regulation, it was his duty to receive or collect, and all sums not duly paid by him into the treasury, and such unsatisfied surcharges shall be by him enforced against such public accountant."

SECTION 7. Section 1448 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1448. Receipts and Payments. For all moneys paid into the treasury there shall be prepared three receipts, two of

which shall be signed for said money, which shall be alike, excepting that upon the face of one of them shall appear the word 'original' and on the others the words 'duplicate' and 'triplicate', respectively. Such receipts shall specify the amount and from what person or officer received and into what fund or what account deposited. On the triplicate copy of such receipt shall be entered a memorandum or the contents thereof, and the Treasurer shall deliver both the original and duplicate receipts to the person or official paying the money into the treasury. Such officer or person shall forthwith present both receipts to the Auditor, who shall countersign the original receipt and file the duplicate, after writing upon its face the day of its delivery to him, and charging the Treasurer with the amount specified therein, and crediting the fund or account named thereon. No such receipt shall be considered valid or binding as against the Territory, unless so countersigned as in this chapter before provided."

SECTION 8. Section 1456 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1456. Bookkeeping. The Auditor shall keep a complete set of double entry books in which he shall open or cause to be opened, all government accounts, and for the several amounts as shown by the appropriation bill, or any other appropriation that may be at any time made by the Legislature, and he shall record his daily business transactions in detail therein. He shall also keep ledgers in which he shall open, arrange and keep in a methodical and systematic manner the various territorial accounts so that the status and condition of all funds and appropriations, of all assets and liabilities, and of all income and expenditures of the Territory may at any time be ascertained and known; and further, he shall keep books to be known as the warrant registers showing the warrants drawn. The warrants are to be numbered from one up to the number required for the current biennial period, and in the form as shown in Section 1467, and all such other auxiliary books as he may deem necessary for a correct and proper administration of his office. He shall also keep on file in a convenient form for easy reference, all bills and vouchers for which warrants have been drawn by him, and the bills and vouchers shall have endorsed thereon the number of the warrant by which they were paid, the date of the warrant, the appropriation and activity to which they were debited, and the amount."

SECTION 9. Section 1462 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1462. Warrants, payment, issue of Treasurer's Warrant Notes. Every lawful demand upon the treasury, duly audited

as in this chapter before provided, shall in all cases be paid by the Treasurer on the date authorized and enfaced thereon or as soon thereafter as presented if there be sufficient funds at that time in the treasury applicable to the payment of such demand; and upon payment all warrants shall be cancelled and proper entry be made thereof. But if there be not sufficient moneys so applicable, the Treasurer shall issue, in lieu thereof, a Treasurer's warrant note or notes, equal in amount to the face value of the warrant or warrants so presented for payment, said note to be substantially in the following form, to-wit:

Countersigned.

Auditor.

Treasurer's Warrant Note.

No..... Honolulu, T. H., ...19....

On demand after date, the Treasurer of the Territory of Hawaii will pay to the order of.....

....., $.....

..... Dollars

with interest at 5% per annum, from date of issue to date of redemption.

.....

Treasurer.

On redemption this warrant note will be charged to

.....fund.

The Treasurer's Warrant Notes may be issued for the combined face value of any number of warrants or Treasurer's Warrant Notes previously issued against the same fund. Except for those notes issued to redeem Treasurer's Warrant Notes previously issued, no such warrant note shall be issued except in payment of a warrant or warrants presented for payment as in this section provided.

The Treasurer shall cancel every warrant or warrant note presented as hereinbefore mentioned."

SECTION 10. Chapter 105 of the Revised Laws of Hawaii 1925, is hereby amended by adding a new section thereto to be known as Section 1462A, to read as follows:

"Section 1462A. Interest designated on Warrant Note. When the Treasurer pays any note upon which interest is due, he shall designate on the Warrant Note the amount of interest paid thereon, and enter on his account the amount of such interest distinct from the principal."

SECTION 11. Section 1463 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1463. Notice of Payment. Warrant Notes Advertised by Number. When there are sufficient moneys in the treasury to pay Warrant Notes, the Treasurer shall give notice for one week in one or more daily newspapers in Honolulu, stating therein that the Warrant Notes whose numbers appear in the advertisement are payable, and that interest shall cease upon all such called warrant notes ten days after the first publication of said notice."

SECTION 12. Section 1465 of the Revised Laws of Hawaii 1925, is hereby amended so as to read as follows:

"Section 1465. Authorizing auditor to close accounts. In all cases where an appropriation of public money has been or may hereafter be made, and an unexpended balance remains to the credit of such appropriation on the books of the Auditor after the purposes of any such appropriation have been accomplished, or after the time has expired within which those purposes may be accomplished, or after a time when the reasons for such appropriation have ceased to exist, the Auditor, upon the receipt of a certificate from the head of the department or other public officer who is charged with the duty of expending any such appropriation, stating that all outstanding accounts against such appropriation have been fully paid and satisfied, may, with the written approval of the Governor, close out any such appropriation account and transfer such unexpended balance to the credit of the unappropriated surplus of the fund from which the appropriation was made."

SECTION 13. Section 1467 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1467. Treasury Warrant.

Treasury Warrant.

No.....

Honolulu, T. H.,.....192....

The Treasurer, Territory of Hawaii.

Pay to the order of.....

.....

for and charge same to

.....

Department of Establishment

.....

Auditor, Territory of Hawaii."

SECTION 14. Section 1468 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1468. Schedule of warrants Issued.

Office of Auditor.

Honolulu, T. H., ...192.....

To the Treasurer, Honolulu, T. H.

Dear Sir:

Statement of warrants drawn upon the treasury since my last advice, follows:

Date	Department	Payee	Amount	Total by Vouchers	Warrant No.	Paid

.....

Auditor."

SECTION 15. Section 1470 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1470. Account of money collected.

Auditor of Territory:

Below is a list of all receipts issued, and deposits made with the Treasurer, during the month of ..... 19.....

.....

Public Accountant.

Document No.		From Whom Received	Revenue Symbol	Amount Collected		Total
Receipt	Bill			Cash Sales	Accts Rec.	

Settlement of above collections with the Treasurer.

Date	Treasurer's Receipt No.	Particulars	Amount Deposited		Total
			Cash Sales	Accts. Rec.	

.....

Public Accountant.

I do solemnly swear that the above is a true and faithful account of all moneys collected by me as within specified, and that I have deposited the whole amount with the Treasurer of the Territory.

.....

Public Accountant.

Subscribed and sworn to before me

this .....day of .....

19.....

....."

SECTION 16. Chapter 105 of the Revised Laws of Hawaii 1925, is hereby amended by adding two new sections thereto to be known as Sections 1470A and 1470B, to read as follows:

"Section 1470A. Count of Money and Securities in Treasury. The Attorney General, the Director of the Bureau of the Budget and the Auditor of the Territory shall, on the last day of March, June, September and December of each year, and such other times as they deem proper, count the money and securities in the Territorial treasury and prepare, in triplicate, statements showing:

1. The amount of money that ought to be in the Treasury;
2. The amount and kind of money actually therein;
3. The amount of securities owned by the Territory that ought to be in the Treasury;
4. The amount of securities owned by the Territory actually in the Treasury;
5. The amount of depository securities that ought to be in the Treasury;
6. The amount of depository securities actually in the Treasury."

"Section 1470B. Statements of Count to be filed. They shall file the original copy of the statement with the Governor; duplicate with the Treasurer and the Auditor shall post and maintain the triplicate copy in his office for at least one month thereafter."

SECTION 17. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 220

[S. B. No. 201]

AN ACT TO AMEND SECTION 3 OF ACT 181 OF THE SESSION LAWS OF 1923, AS AMENDED BY SECTION 2 OF ACT 220 OF THE SESSION LAWS OF 1925, RELATING TO THE COMMISSION ON PUBLIC ACCOUNTANCY AND APPROPRIATING THE SUM OF THIRTY THOUSAND DOLLARS ($30,000.00) FOR THE EXPENSES OF SUCH COMMISSION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 3 of Act 181 of the Session Laws of 1923, as amended by Section 2 of Act 220 of the Session Laws of 1925, is hereby amended to read as follows:

"Section 3. The commission shall begin its duties on the first day of June, 1923, or as soon thereafter as is practicable, and be continued to and including the thirtieth day of June, 1929, and shall prepare a full report for filing with the Legislature of the Territory of Hawaii on convening in February, 1929, showing the activities, the scope and progress and results of the work of the commission."

SECTION 2. There is hereby appropriated the sum of thirty thousand dollars ($30,000.00), out of the General Revenues of the Territory, not otherwise appropriated, for the payment of the current expenses and the purchase of equipment for said Commission, to be expended and distributed as follows:

Personal Services	$26,000.00
Travel Expense	2,300.00
Office Expenses	1,700.00

SECTION 3. The amount herein appropriated shall be disbursed on warrants drawn by the Auditor based upon vouchers approved by the Chairman of the said Commission on Public Accountancy.

SECTION 4. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 221

[S. B. No. 205]

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A BUREAU OF RESEARCH WITHIN THE DEPARTMENT OF PUBLIC INSTRUCTION AND MAKING AN APPROPRIATION THEREFOR.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated, out of the general revenues of the Territory, the sum of five thousand dollars ($5,000.00) for salaries, supplies, equipment, traveling and other expenses, in connection with the establishment and maintenance of a Bureau of Research within the Department of Public Instruction. Moneys from said fund shall be disbursed on warrants issued by the Auditor upon vouchers approved by the Superintendent of Public Instruction.

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 222

[S. B. No. 214]

AN ACT TO PROVIDE FOR AN INVESTIGATION AND REPORT BY THE HONOLULU SEWER AND WATER COMMISSION UPON THE WATER RESOURCES AVAILABLE FOR THE DISTRICT OF HONOLULU, WITH RECOMMENDATIONS FOR LEGISLATION TO PROVIDE FOR THEIR PROPER CONSERVATION, DEVELOPMENT, USE AND CONTROL, AND FURTHER PROVIDING FOR THE IMMEDIATE CONTROL AND REGULATION OF NEW OR REOPENING OF OLD ARTESIAN WELLS IN THE DISTRICT OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

WHEREAS, in the report submitted to the Legislature of the Territory of Hawaii at its fourteenth regular session by the Honolulu Sewer and Water Commission, pursuant to the terms of Act 150 of the Session Laws of 1925, it is represented to the Legis-

lature that the water resources within the District of Honolulu, on the Island of Oahu, are limited, and do not increase with the growth of population or the enlargement of the requirements for water therein; that unless the same are carefully conserved and economically administered they will soon become inadequate for the public needs; and that the health and general welfare of the public will require that the manner and extent of the development, conservation, use and control of the water resources of said district should be determined and regulated by governmental authority as soon as practicable:

SECTION 1. The Honolulu Sewer and Water Commission, created under Act 150 of the Session Laws of Hawaii 1925, is hereby vested with full power and authority to survey and investigate the location and sources of supply of water within the District of Honolulu, both surface and underground, and any surface waters outside of said District in said Island, and to determine or estimate the amounts available for use and the maximum productivity of such sources thereof.

SECTION 2. It shall be the duty of said Commission to survey, study and compile records, statistics and estimates relating to the amounts of water required for present and reasonably prospective uses in said District, including public, domestic, industrial and other practicable uses, and devise and recommend to the legislature, at its next session, prospective ways and means by which such uses may be co-ordinated and served with a maximum conservation, storage, distribution and application of all waters of said District; and in connection therewith to estimate the cost of the necessary works for carrying out such objects. For any said purposes, all records and information in the control or within the knowledge of any department or officer of the Territory or the City and County of Honolulu shall be placed at the disposal of said Commission.

SECTION 3. Data respecting existing wells. Every owner and/or user of any artesian well in said District shall, upon demand of the Commission, disclose the precise location of such well, and all other facts or information within his knowledge or possession relating to such well, including a particular statement of the precise manner in which such well is being used or operated, and the volume of water being drawn or flowing therefrom, and the method and means of control thereof.

SECTION 4. Relief from liability for well. Any person owning an artesian well in said District may relieve himself of further liability therefor or in connection therewith by granting to the

City and County of Honolulu the right to permanently seal said well, in which case the responsibility therefor shall be accepted by the said City and County and said well shall then be sealed.

SECTION 5. Permit for new wells. From and after the passage of this Act, it shall be unlawful for any person to sink, bore, drill or drive any new artesian well in said District of Honolulu, or to reopen any artesian well which has been unused for two years or more, except under and pursuant to the terms and conditions of a permit therefor from the Commission. Application for such permit shall be made to the Commission, in writing, signed and verified by the party intending to operate under same, setting forth the name and post office address of the applicant, a description of the location of the well proposed to be bored or reopened (which location shall thereafter be exactly marked upon the ground, if so requested by the Commission), the nature and extent of the proposed use of the water, and shall be accompanied by the specifications for the proposed work, including the casing, cappng, equipping and means of control and operation of such well. If, in the opinion of the Commission, the proposed work would threaten the safety of the water of the artesian area or basin which would be drawn upon by such well, by lowering its level or increasing the salt content of any existing well or wells, the application therefor may be denied. The Commission may charge a fee of one hundred dollars ($100.00) for any permit issued hereunder. All such fees shall be deposited by the Commission with the Treasurer of the City and County of Honolulu and are hereby appropriated for the use of the Commission.

SECTION 6. Conditions of permit. As a condition precedent to granting any permit to sink, drill or reopen any artesian well, the Commission may require the applicant to sign an agreement to perform such work in such manner as the Commission shall prescribe, and thereafter to operate and maintain control of such well according to the provisions of this Act and under such rules and regulations of the Commission as shall from time to time be in force, and may also require the applicant to give a bond or other form of indemnity satisfactory to the Commission to insure compliance with such provisions, rules and regulations. In the event of any failure in such compliance, the Commission shall have power either to seal such well at the cost of such bond, or do such work as may be necessary to put the same in proper condition at like cost.

SECTION 7. Suspension and revocation of permit. Whenever it shall appear that any well, works or use of water covered by any permit issued by the Commission is being unlawfully or im-

properly maintained or operated or that any unlawful or improper condition or use thereof exists, the Commission may notify the offending or delinquent party or parties to appear before it at a time and place to be stated in the notice, then and there to show cause why such permit should not be suspended or revoked, as the case may be. Such notice may be served by delivery to the party in person, or by delivery thereof at his last known place of business and residence, or by mail addressed to his last known post office address, not less than ten days nor more than thirty days before the date assigned for the hearing. For cause satisfactory to the Commission, any permit may be suspended or revoked, and any unauthorized use of such well thereafter shall be unlawful.

SECTION 8. Powers of Commission. Said Commission shall also have power:

1. To investigate all uses of water within said District of Honolulu and to estimate the quantity of water reasonably required for any useful or beneficial purpose, according to reasonable standards in cases of like kind;

2. To examine, inspect and ascertain the manner and extent of use or other disposition of any water in said District by any person or persons and irrespective of ownership thereof, and any machinery, pumps, or other plant or equipment, and conduits, pipes or other means used for the elevation, transmission or distribution of water, upon either public or private property, and in the case of artesian wells, to ascertain, as far as practicable, the depth thereof, depth and thickness of the different strata penetrated, pressure, quantity, quality or chemical composition of the water, and the general conditions surrounding the same, including encasement, capping and other equipment or means of control thereof;

3. To prescribe and regulate the manner in which new artesian wells in said District may be bored, drilled or driven, encased, capped, or unused wells reopened, controlled and operated, including methods and materials of construction and means of control; and to install or require the installation of measuring devices of water from any such well, and provide for the maintenance and protection of such devices;

4. For the purpose of exercising any power or authority by this Act vested in or conferred upon the Commission, any Commissioner or any authorized representative or employee of the Commission may enter upon any public or private property, at any reasonable time, without warrant, doing no unnecessary injury thereto;

5. To subpoena and compel the attendance of witnesses to any investigation or proceeding before the Commission, and the pro-

duction of books, papers and other evidence pertinent to any such matter; to administer oaths and examine witnesses under oath. In the event of failure of any person to obey such subpoena or to testify thereunder before the Commission, such person may be punished as for contempt of the Circuit Court, on application therefor by the Commission to said Court.

SECTION 9. Rules and Regulations. Said Commission shall also have power from time to time, subject to the approval of the Governor, to make, alter, amend and repeal such rules and regulations, not inconsistent with law, as it may deem necessary for the furtherance of any of the purposes of this Act or the appropriate exercise of any of its powers; and all such rules and regulations when approved by the Governor and published three times in any newspaper of general circulation in said District, shall have the force of law; and any violation thereof shall be a misdemeanor and punished as hereinafter provided.

SECTION 10. Appeal to Supreme Court. Any order of the Commission refusing any permit or suspending or revoking any permit theretofore granted, shall be subject to an appeal therefrom directly to the Supreme Court of the Territory, which appeals shall be governed by the practice in suits in equity. Said appellate court shall have power to review and to affirm, modify or reverse any decision or order of the Commission so appealed from, in any matter of law or fact. Such appeal shall be taken within ten days after service of the Commission's order complained of, by filing notice of appeal with the clerk of said appellate court and serving a copy thereof upon the Commission, stating the grounds therefor.

SECTION 11. Penalties. Any person who shall violate any provision of this Act or any rule or regulation made and promulgated by the Commission by authority of this Act, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished for each offense by a fine not to exceed fifty dollars ($50.00), except that in cases where such offense shall be of a continuing nature each day's continuance of the same, after written notice from the Commission to remedy the same, shall constitute a separate offense.

SECTION 12. The Commission shall keep a record of its proceedings and decisions had or made under this Act.

SECTION 13. Laws continued in force. All of the provisions of this Act shall be deemed to be supplemental to the provisions of Act 150 of the Session Laws of 1925, and any other laws supplemental thereto or amendatory thereof.

SECTION 14. Section 4506A of the Revised Laws of Hawaii 1925, (passed by Act 120 of the Session Laws of 1925) is hereby made inapplicable to the District of Honolulu.

SECTION 15. "Persons", defined. The term "person", as used in this Act, shall import the plural as well as the singular, and include corporations.

SECTION 16. Effect of partial invalidity. If any section, subsection, sentence, clause or phrase of this Act shall, for any reason, be held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this Act. The Legislature hereby declares that it would have passed each section, sub-section, sentence, clause and phrase of this Act, irrespective of the fact that any one or more other sections, sub-sections, sentences, clauses or phrases might be declared unconstitutional.

SECTION 17. Said Commission is further authorized and directed to report to the Legislature of the Territory of Hawaii at its next regular session, upon its work pursuant to this Act, with the recommendations of said Commission for such legislation as may be deemed necessary to provide for the systematic and economical development, conservation, use and control, by any lawful means, of the water resources available for said District for their greatest use and the largest public benefit.

SECTION 18. Effective date. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 223

[S. B. No. 221]

AN ACT TO AMEND SECTIONS 3 AND 4 OF ACT 55 OF THE SESSION LAWS OF 1925, RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM OF THE TERRITORY OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Subdivision (b) of paragraph (1) of Section 3 of Act 55 of the Session Laws of 1925, is hereby amended to read as follows:

"(b) All employees in service on the 1st day of March, 1926, shall become members as of the 1st day of January, 1926; provided, however, that any such employee may notify the Board of Trustees on or before such date in such form as the Board may prescribe that he does not desire to become a member and in such case the Board shall exclude him from the membership."

SECTION 2. Paragraph (1) of Section 4 of Act 55 of the Session Laws of 1925, is hereby amended to read as follows:

"(1) Under such rules and regulations as the Board of Trustees shall adopt each member who was an employee on and prior to the first day of March, 1926, and who became a member within the period ending on the first day of January, 1927, shall file a detailed statement of all service as an employee rendered by him prior to that date for which he claims credit, including service in a similar capacity paid for by the Republic of Hawaii or by the preceding provisional or monarchial governments, or the government of any city and county of Hawaii, and all service creditable to him under any other retirement system, supported wholly or in part by the Territory of Hawaii at the time he became a member of this system and of such other facts as the board of trustees may require for the proper operation of the retirement system."

SECTION 3. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 224

[S. B. No. 223]

AN ACT TO AMEND CHAPTER 178 OF THE REVISED LAWS OF HAWAII 1925, BY ADDING THERETO THREE NEW SECTIONS TO BE KNOWN AS SECTIONS 3052-A, 3052-B AND 3052-C, PROHIBITING UNMARRIED GIRLS UNDER THE AGE OF EIGHTEEN YEARS FROM FREQUENTING CERTAIN DANCE HALLS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Chapter 178 of the Revised Laws of Hawaii 1925, is hereby amended, by adding thereto three new sections, to be known as Sections 3052-A, 3052-B and 3052-C, and to read as follows:

"Section 3052-A. It shall be unlawful for any unmarried female under the age of eighteen (18) years to frequent, be or remain upon, in or around the premises of any dance hall where female persons receive any remuneration or compensation, either directly or indirectly, for acting as dancing partners to the male patrons of such dance hall. Any female violating the provisions of this section shall be deemed a delinquent child."

"Section 3052-B. Any parent, guardian, or other person having the care, custody or control of an unmarried female under the age of eighteen years, who knowingly permits such female to violate the provisions of the foregoing section, shall be guilty of a misdemeanor and shall be punishable by a fine not exceeding fifty dollars ($50.00) or by imprisonment for a term not exceeding thirty (30) days."

"Section 3052-C. Any person who knowingly takes, escorts or accompanies any unmarried female under the age of eighteen years to a dance hall which such female is prohibited from attending by the provisions of Section 3052-A, or who invites or encourages such female to attend such dance hall, shall be guilty of a misdemeanor and shall be punishable by a fine of not exceeding one hundred dollars ($100.00), or by imprisonment for a term not exceeding ninety (90) days."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 225

[S. B. No. 231]

AN ACT TO AMEND SECTION 3686 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO THE REGULATION OF ENGINEERING, ETC.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The last paragraph of Section 3686 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Certificates of registration shall expire on the last day of the month of April following their issuance or renewal and shall be-

come invalid on that date unless renewed and it shall be the duty of the secretary of the board to notify by mail every person registered hereunder of the date of the expiration of his certificate and the amount required for its renewal for one year. The fee for renewal shall be five dollars."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 226

[S. B. No. 260]

AN ACT DIRECTING THE ASSESSOR OF THE THIRD TAXATION DIVISION, FOR THE YEAR 1927, TO INCREASE THE TAX RATE OF THAT DIVISION FOR THE PURPOSE ENUMERATED IN SUBDIVISION 1, SECTION 1315, REVISED LAWS OF HAWAII 1925, SO AS TO PROVIDE ADDITIONAL REVENUES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The assessor of the third taxation division shall, in the year 1927, increase the tax rate of that division for the purpose enumerated in subdivision 1, Section 1315 of the Revised Laws of Hawaii 1925, to one per cent (1%).

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 227

[S. B. No. 262]

AN ACT TO AMEND CHAPTER 99 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO THE TERRITORIAL INSURANCE FUND.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1262 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 1262. Territorial Insurance Fund created. The Treasurer of the Territory shall set aside, as a special fund to be known as the 'Territorial Insurance Fund', the sum of thirty thousand dollars ($30,000.00) during the year 1928, out of the general funds in the treasury, not otherwise appropriated, and thirty thousand dollars ($30,000.00) annually thereafter."

SECTION 2. Section 1263 is hereby amended to read as follows:

"Sec. 1263. Investment of fund: The Treasurer of the Territory shall, with the approval of the Governor, invest the 'Territorial Insurance Fund', or so much thereof as may be deemed advisable, and from time to time reinvest the same, subject to all of the terms, conditions, limitations and restrictions imposed by law upon life insurance companies in making and disposing of their investments. The interest upon such securities and/or investments shall be credited to the 'Territorial Insurance Fund', provided, however, that whenever the fund shall exceed one million five hundred thousand dollars ($1,500,000.00), all excess shall be placed in the general funds of the Territory."

SECTION 3. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 228

[S. B. No. 268]

AN ACT TO AMEND SECTION 4426 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO FEMALE BOARDING SCHOOLS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 4426 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 4426. Intruding, female boarding schools. Any person or persons intruding without proper authority upon the premises of any female boarding school, including the Girls' Industrial School, and female dormitories, may be arrested by any police officer, without any warrant, and on the complaint of the principal or other person in charge of the school, or of any trustee of the same; upon conviction thereof may be punished by fine not to exceed two hundred dollars ($200.00), or by imprisonment not to exceed six (6) months, or both. Nothing in this section shall be construed to preclude the punishment of the offender for any other offense committed on the premises, nor of the right of action for civil damages."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 229

[H. B. No. 120]

AN ACT TO AMEND SECTION 1 OF ACT 196 OF THE SESSION LAWS OF 1921, RELATING TO THE TRANSFER AND DELIVERY TO THE TRUSTEES OF THE BERNICE P. BISHOP MUSEUM OF POLYNESIAN ANTIQUITIES, ETHNOLOGY AND NATURAL HISTORY OF CERTAIN SPECIMENS AND OBJECTS OF NATURAL HISTORY AND ETHNOLOGICAL, BOTANICAL, ARCHAEOLOGICAL AND HISTORICAL VALUE OR INTEREST.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1 of Act 196 of the Session Laws of 1921, is hereby amended so as to read as follows:

"Section 1. Any specimen and object of natural history and of botanical, ethnological or archaeological value or interest, and any book, treatise or pamphlet relating to natural history, botany, ethnology or archaeology now in the possession of the University of Hawaii, or any territorial department, bureau or board, or which may hereafter come into the possession of said University or any such department, bureau or board, if and when the same is no longer needed for scientific investigation, for study, or for any other purpose by said university or such department, bureau or board, and historical flags now in the Archives Building, may, at the request of the trustees of the Bernice P. Bishop Museum of Polynesian Antiquities, Ethnology and Natural History, be transferred and delivered by and with the consent of such department, bureau or board having possession of any thereof to the said trustees, or exchanged with said trustees, and thereupon, in any such case, the title thereto shall become vested in said trustees and shall be held by them upon the trusts and pursuant to the provisions set forth in that certain deed of trust between Charles R. Bishop and others and Samuel M. Damon and others, dated the 13th day of October, 1896, and of record in the Registry of Conveyances in Volume 164, on pages 387-391, with reference to said Museum; provided, that the specimens and objects so transferred to the said trustees are made available at all reasonable times by the said trustees for study and examination by the officials of said University or such department, bureau or board."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 230

[S. B. No. 256]

AN ACT MAKING AN APPROPRIATION OF TWENTY-FIVE THOUSAND DOLLARS ($25,000.00) FOR THE PURPOSE OF ASSISTING CRIPPLED SCHOOL CHILDREN AND REQUIRING THE TREASURER TO ADD TO THE TAX RATE TO PRODUCE THE AMOUNT HEREIN APPROPRIATED.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of Twenty-five Thousand Dollars ($25,000.00) is hereby appropriated out of any money in the treasury to the credit of the general school fund, not otherwise appropriated, for the purpose of assisting crippled school children, to provide for their maintenance while attending school and for their accommodation, and the Treasurer of the Territory shall add to the tax rate for requirements of subdivision 6, of Section 1315 of the Revised Laws of Hawaii 1925, in the year 1927, a rate sufficient to produce one-half of the amount herein appropriated, and in the year 1928, a rate sufficient to produce the other half.

SECTION 2. The Superintendent of Public Instruction is hereby authorized to negotiate with private institutions for the purpose of securing accommodations for crippled children attending public schools and for their maintenance at such private institutions during the school year, and shall expend the appropriation herein provided for the said purposes.

SECTION 3. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 231

[S. B. No. 36]

AN ACT TO FIX THE SPECIAL SCHOOL FUND BUDGET FOR THE BIENNIAL PERIOD BEGINNING JANUARY 1, 1928, AND ENDING DECEMBER 31, 1929.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Special School Fund Budget referred to in Chapter 28 of the Revised Laws of Hawaii 1925, shall be as follows for the biennial period beginning January 1, 1928, and ending December 31, 1929:

SPECIAL SCHOOL FUND.

	City and County of Honolulu	County of Kauai	County of Maui	County of Hawaii	Whole Territory
New Buildings, Additions and Improvements	$ 591,400	$ 56,000	$136,850	$321,300	$1,105,550
Building repairs and maintenance	185,500	50,000	100,000	70,000	405,500
Land: New Sites and additions to be selected by the Superintendent of Public Instruction	418,000	.....	15,000	.....	433,000
Grading and Improvement to land	80,000	10,000	20,000	60,500	170,500
Furniture and Equipment	120,000	7,000	20,000	37,995	184,995
Toilets	63,500	.....	10,000	23,100	96,600
Janitors' Salaries	232,100	15,000	.....	42,000	289,100
Janitors' Supplies	17,000	8,000	.....	18,000	43,000
Janitors' Salaries and Supplies	.....	.....	30,000	.....	30,000
Transportation of Pupils	.....	.....	20,000	65,000	85,000
Special Items	60,000	.....	.....	.....	60,000
Total, Special School Fund	$1,767,500	$146,000	$351,850	$637,895	$2,903,245

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 232

[S. B. No. 37]

AN ACT TO FIX THE GENERAL SCHOOL FUND BUDGET FOR THE BIENNIAL PERIOD BEGINNING JANUARY 1, 1928, AND ENDING DECEMBER 31, 1929.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The General School Fund Budget referred to in Chapter 28 of the Revised Laws of Hawaii 1925, shall be as follows for the biennial period beginning January 1, 1928, and ending December 31, 1929:

GENERAL SCHOOL FUND

General Administration.....		$ 139,800.00
A. Personal services .....$ 92,800.00		
Superintendent $13,200.00		
Other personal services 79,600.00		
B. Other current expenses.....	35,550.00	
C. Equipment	11,450.00	
Board of Examiners.....$		2,000.00
A. Personal services .....$	200.00	
B. Other current expenses.....	1,650.00	
C. Equipment	150.00	
Field Expenses: General Items.....		$ 20,300.00
B. Other current expenses.....$	17,800.00	
C. Equipment	2,500.00	
Field Expenses: Elementary Schools..		$ 114,200.00
B. Other current expenses.....$	60,525.00	
C. Equipment	53,675.00	
Field Expenses: Junior High Schools		$ 31,950.00
B. Other current expenses.....$	13,500.00	
C. Equipment	18,450.00	
Field Expenses: High Schools		$ 50,900.00
B. Other current expenses .....$	17,600.00	
C. Equipment	33,300.00	

Territorial Normal and Training School		$ 307,200.00
A. Personal services	$270,300.00	
President $ 9,600.00		
Other personal services 260,700.00		
B. Other current expenses	14,750.00	
C. Equipment	7,150.00	
Other equipment $7,150.00		
F. Scholarships	15,000.00	
Territorial School for Deaf and Blind		$ 84,000.00
A. Personal services	$ 48,790.00	
B. Other current expenses	21,710.00	
C. Equipment	13,500.00	
Lahainaluna Boarding Department		$ 24,000.00
G. Support of Lahainaluna Boarding Department	$ 24,000.00	
Dental Hygienists and Dentists		$ 144,200.00
A. Personal services	$119,140.00	
B. Other current expenses	22,060.00	
C. Equipment	3,000.00	
Nutrition Department		$ 51,100.00
A. Personal services	$ 40,560.00	
B. Other current expenses	10,300.00	
C. Equipment	240.00	
Vocational Department		$ 41,500.00
B. Other current expenses	$ 10,500.00	
C. Equipment	1,000.00	
Special Vocational Fund	30,000.00	
Total, General School Fund		$ 1,011,150.00

SECTION 2. Changes and transfers may be made by the head of the department, with the approval of the Governor, within the foregoing schedule of appropriations, for any organization unit of such department as to "Personal Services", "Other Current Expenses" or "Equipment". Provided, however, that in cases where no appropriation is made for "Equipment" for such organization unit, the head of the department may, with the approval of the Governor,

create such appropriation by changes or transfers from "Personal Services" or "Other Current Expenses" or both. And, provided, further, that no changes shall be made with respect to personal services specifically named.

SECTION 3. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 233

[S. B. No. 118]

AN ACT TO AMEND SECTION 1243 OF THE REVISED LAWS OF HAWAII 1925, CONCERNING FISCAL AGENTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1243 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1243. Fiscal agents. The Treasurer is authorized and empowered to appoint, with the approval of the Governor, such fiscal agent or agents as may be necessary and expedient to facilitate the sale, purchase and redemption of the bonds of the Territory and the payment of interest thereon. The Treasurer may authorize and empower such fiscal agent or agents, for and on behalf of the Territory, to receive and receipt for moneys realized from the sale of such bonds and to pay out moneys for the redemption or purchase thereof and for the payment of interest thereon, and to receive receipts for all moneys so paid out. Moneys received by the said fiscal agents from the sale of bonds on behalf of the Territory shall not, for a period of fifteen days after the sale of bonds, be considered as deposits within the meaning of Chapter 98 of the Revised Laws of Hawaii 1925, and moneys placed with the said fiscal agents for the purpose of redemption of bonds and coupons shall not from a date thirty days prior to the due date of such bonds and coupons be considered as deposits within the meaning of Chapter 98 of the Revised Laws of Hawaii 1925. All appointments made under this section may be revoked by the Treasurer at any time."

SECTION 2. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 234

[S. B. No. 148]

AN ACT DEFINING MATTRESSES, REGULATING THE MAKING, RE-MAKING AND SALE OF SAME, AND PROVIDING PENALTIES FOR THE VIOLATION OF ITS PROVISIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Definition. The term "mattress" as used in this Act shall be construed to mean any quilted pad, comforter, mattress, mattress-pad, bunk quilt or cushion, stuffed or filled with wool, hair, or other soft material to be used on a couch or other bed for sleeping or reclining purposes.

SECTION 2. No person or corporation, by himself or by his agents, servants, or employees, shall employ or use in the making, re-making or renovating of any mattress, any material of any kind that has been used in or has formed a part of, any mattress used in or about any public or private hospital, or institution for the treatment of persons suffering from disease, or for or about any person having any infectious or contagious disease; any material known as "shoddy", and made in whole or in part from old worn clothing, carpets or other fabrics, or materials previously used, or any other fabrics, or materials from which shoddy is constructed; any material, not otherwise prohibited by this Act, of which prior use has been made, unless any and all of said materials have been thoroughly sterilized, and disinfected by a reasonable process, approved by the Territorial Board of Health.

SECTION 3. No person or corporation, by himself or his agents, servants, or employees, shall, directly or indirectly, at wholesale or retail, or otherwise, sell, offer for sale, deliver or consign, or have in his possession with intent to sell, deliver or consign, any mattress that shall not be plainly and indelibly stamped or printed thereon, or upon a muslin or linen tag, not smaller than three inches square, securely sewed to the covering thereof a statement, in the English language, setting forth the kind or kinds of materials used in filling the said mattress, and whether the materials are in whole, or in part, new or old, or second-hand, or shoddy, and the name and address of the manufacturer or vendor thereof, or both; also the quantity of such materials used, expressed in terms of avoirdupois weight; also size of same, expressed in linear measure, clearly indicating the length and breadth thereof, except that tags attached to comforters need state only the percentage of new ma-

terial and (or) shoddy material, and that no sizes be marked on same; provided, however, that this Act shall not apply to the sale or other disposal by the owner thereof, of any mattress constituting a part of his household furniture.

SECTION 4. Whenever the word "Felt", as applied to cotton, is used in the said statement concerning materials, it shall be indicated in said statement whether said felt is "felted cotton" or "felted linters." This section shall not apply to comforters.

SECTION 5. It shall be unlawful to use in the said statement concerning any mattress the word "floss" or words of like import, if there has been used in filling said mattress any materials which are not termed as "kapok."

SECTION 6. It shall be unlawful to use in said statement concerning any mattress the word "hair" unless said mattress is entirely manufactured of animals' hair.

SECTION 7. It shall be unlawful to use in the description in the said statement any misleading term or designation, or term or designation likely to mislead.

SECTION 8. Any mattress made from more than one new material shall have stamped upon the tag attached thereto the percentage of each material so used. The provisions of this section shall not apply to comforters.

SECTION 9. Any mattress made from any material of which prior use has been made shall have stamped or printed upon the tag attached thereto, in type not smaller than twenty-point, the words "second-hand material."

SECTION 10. Any mattress made from material known as "shoddy" shall have stamped or printed upon the tag attached thereto, in type not smaller than twenty-point, the words "shoddy material."

SECTION 11. The statement required under section three of this Act shall be in the following form:

MATERIALS USED IN FILLINGS

Percentage of kinds of materials.....
Gross weight of materials, including cover.....pounds
Size .....
Vendor .....
Address .....

SECTION 12. Any person who shall remove, deface, alter, or in any manner attempt the same, or shall cause to be removed, defaced, or altered, any mark or statement placed upon any mattress under the provisions of this Act shall be guilty of the violation of this Act.

SECTION 13. Any person or corporation violating the provisions of this Act shall be guity of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than twenty dollars ($20.00), and not to exceed one hundred dollars ($100.00), for each offense, or by imprisonment for not less than three (3) months, and not exceeding six (6) months, or by both such fine and imprisonment.

SECTION 14. This Act shall take effect from and after its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 235

[S. B. No. 127]

AN ACT IN RE DEPORTATION OF PATIENTS, NON-RESIDENTS OF THE TERRITORY CONFINED IN THE TERRITORIAL HOSPITAL.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. It shall be the duty of the Board of Health of the Territory of Hawaii to cooperate with the United States Bureau of Immigration in arranging for the deportation of all alien public charges who are now confined in or may be hereafter admitted or committed to the Territorial Hospital.

SECTION 2. The Board of Health of the Territory of Hawaii shall also return all non-resident public charges, who are now confined in or who may be hereafter admitted or committed to the Territorial Hospital, to the state or states in which they may have a legal residence. For the purpose of facilitating the return of such persons, the said Board of Health of the Territory of Hawaii may enter into reciprocal agreements with the proper boards, commis-

sions, or officers of other states for the mutual exchange of such public charges now confined in or hereafter admitted or committed to the Territorial Hospital whose legal residence is in another state, and it is authorized and empowered to file written permission for the return of any resident or residents of the Territory of Hawaii now confined in a public institution in another state, corresponding to any institution coming within the definition of state hospitals for the insane, or in which they were under detention, not having been lawfully discharged therefrom.

SECTION 3. A person shall be deemed to be a resident of this Territory within the meaning of this Act who shall have lived continuously in the Territory for a period of one year and who has not acquired a residence in another state by living continuously therein for at least one year subsequent to his residence in the Territory; provided, however, that the time spent in a public institution or on parole therefrom shall not be counted in determining the matter of residence in this or another state. In determining the residence of a minor inmate of the Territorial Hospital, due consideration shall be given to the residence of the parents of said inmate, and if either one or both parents of said minor inmate are residents of the Territory of Hawaii the inmate shall also be deemed a resident of the Territory of Hawaii.

SECTION 4. All expenses incurred in returning such persons to another state shall be paid by the Territory of Hawaii, but the expense of returning residents of this Territory shall be borne by the state making the return.

SECTION 5. The cost and expense incurred in effecting the transportation of such persons shall be paid from the funds appropriated for that purpose, or if no such funds be available, then from the money appropriated for the care of the insane, or incompetent and delinquent, as may be necessary, upon vouchers approved by the Board of Health.

SECTION 6. This Act shall take effect after its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 236

[S. B. No. 272]

AN ACT APPROPRIATING THE SUM OF SIXTY-SIX AND 5/100 DOLLARS ($66.05) FOR THE RELIEF OF R. M. FAULKNER.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of sixty-six and 5/100 dollars ($66.05) is hereby appropriated out of any money in the territorial treasury, not otherwise appropriated, for reimbursement of R. M. Faulkner for money advanced by him to meet certain expenses incurred by the Educational Committee in charge of school exhibits at the 1926 Territorial Fair.

SECTION 2. The sum herein appropriated shall be paid upon a warrant issued by the Auditor of the Territory, based upon a voucher approved by the Superintendent of Public Instruction.

SECTION 3. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 237

[H. B. No. 345]

AN ACT MAKING AN APPROPRIATION FOR THE PAYMENT OF EXTRA COMPENSATION TO THE SECRETARY OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Treasurer of the Territory is hereby authorized and directed to pay to the Secretary of Hawaii, upon warrants issued by the Auditor of the Territory, a sum each month, which, together with the amount received by him as salary from the government of the United States, shall equal six hundred dollars ($600.00) per month, it being the intention hereby to provide for the Secretary of Hawaii an annual salary of seventy-two hundred dollars ($7200.00), which shall include such portion thereof as

shall be payable to him by the government of the United States and such sum as may be necessary to make such payment is hereby apprporiated out of any moneys received in the treasury from the general revenues.

SECTION 2. This Act shall take effect July 1, 1927.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 238

[S. B. No. 273]

AN ACT AMENDING SECTIONS 3894, 3900 AND 3901 AND REPEALING SECTION 3902 OF CHAPTER 214 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO AERONAUTICS, AND MAKING AN APPROPRIATION OF TEN THOUSAND DOLLARS ($10,000.00) FOR THE TERRITORIAL AERONAUTICAL COMMISSION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 3894 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 3894. Lawfulness of flight. Flight in aircraft over the lands and waters of the Territory is lawful, unless at such a low altitude as to interfere with the then existing use to which the land or water, or the space over the land or water, is put by the owner, or unless so conducted as to be imminently dangerous to persons or property lawfully on the land or water beneath, or unless in violation of the rules and regulations promulgated by the Territorial Aeronautical Commission pursuant to Section 3900. The landing of an aircraft on the lands or waters of another, without his consent, is unlawful, except in the case of a forced landing. For damages caused by a forced landing, however, the owner or lessee of the aircraft or the aeronaut shall be liable, as provided in Section 3895."

SECTION 2. Section 3900 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 3900. Territorial Aeronautical Commission; powers and duties. There is hereby created the Territorial Aeronautical Com-

mission, to consist of not less than five nor more than seven members, to be appointed by the Governor and to serve without pay, one of whom shall be designated by the Governor to act as chairman. At least three of the members of said Commission shall be competent licensed aeronauts, or aeronauts holding commissions as such in the aviation service of some branch of the United States Army, Navy, Marine Corps or Coast Guard, including the Hawaii National Guard, the Naval Militia and Reserve Corps. The chairman shall approve all vouchers for the necessary expenses of the Commission, including necessary travel expenses of the commissioners while in the performance of their duties as such commissioners. The Commission shall have power, provided the necessary funds are available, to employ a secretary as well as stenographic and clerical assistants.

The powers and duties of said Commission shall be as follows:

(1) The preparation, promulgation and enforcement of rules and regulations governing aviation and all allied activities within the Territory of Hawaii, which rules and regulations, when approved by the Governor and promulgated, shall have the effect of law;

(2) Examination and licensing of commercial aeronauts, mechanics, aircraft and flying equipment, including the right of access to and inspection of all such aircraft and flying equipment at all times;

(3) The establishment and chartering of airways, and areas over which flying shall be prohibited, throughout the Territory;

(4) The exclusive control and operation of all territorially owned or leased airports.

Nothing herein contained shall be construed as applying to aeronauts, mechanics, aircraft or equipment employed by the United States Army, Navy, Marine Corps, or Coast Guard, the Hawaii National Guard, Naval Militia of Hawaii or the Reserve Corps."

SECTION 3. Section 3901 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Sec. 3901. Penalties. It shall be unlawful for any person to operate any aircraft within, across or above the Territory of Hawaii, unless such person and his mechanic or mechanics, aircraft and flying equipment have been duly licensed pursuant to Section 3900, and any person so doing, and any person violating any rule or regulation duly promulgated by the Commission, shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than one thousand dollars ($1,000.00), or by imprisonment for not more than one year, or by both such fine and imprisonment."

SECTION 4. Section 3902 of the Revised Laws of Hawaii 1925, is hereby repealed.

SECTION 5. There is hereby appropriated, from the general revenues of the Territory, the sum of Ten Thousand Dollars ($10,000.00) for the necessary expenses of the Territorial Aeronautical Commission for the 1927-29 biennial period.

SECTION 6. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 239

[S. B. No. 174]

AN ACT TO AMEND SECTIONS 3407, 3408 AND 3409 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO DEPOSITS OF MINORS AND TRUSTEES AND TO JOINT DEPOSITS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 3407 of the Revised Laws of Hawaii 1925, relating to deposits by minors, is hereby amended to read as follows:

"Sec. 3407. Deposits by Minors. When any deposit with a bank, trust company, or fiduciary company, shall have been, or shall be, made by or in the name of any minor, such deposit shall be held for the exclusive right and benefit of the minor and free from the control or lien of all persons, and shall be paid, together with the dividends, if any, and interest, if any, thereon, to the minor, and the receipt or acquittance of the minor shall be a valid and sufficient release and discharge for the deposit or any part thereof, to the bank, trust company, or fiduciary company; provided, that in case any guardian or trustee shall be appointed for the minor, any court having jurisdiction may order the deposit, or deposits, to be placed under the control of the guardian or trustee, and the bank, trust company, or fiduciary company, shall, upon receipt of a certified copy of the order, pay over or credit to the guardian or trustee the deposit and any dividends and interest per-

taining to the deposit, or deposits, and the receipt or acquittance of the guardian or trustee shall be a valid and sufficient release and discharge for the deposit, or deposits, or any part thereof, to the bank, trust company, or fiduciary company."

SECTION 2. Section 3408 of the Revised Laws of Hawaii 1925, relating to deposits by trustees, is hereby amended to read as follows:

"Sec. 3408. Deposits by Trustees. When any deposit with a bank, trust company, or fiduciary company, shall be made by any person in trust for another, and no other or further notice of the existence and terms of the legal and valid trust shall have been given in writing to the bank, trust company, or fiduciary company, then, in the event of the death of the trustee, such deposit, or any part thereof, together with the dividends or interest, if any, thereon, may be paid to the person for whom the deposit was made, and the payment and the receipt or acquittance of the one to whom the payment is made shall be a valid and sufficient release and discharge to the bank, trust company, or fiduciary company, for all payments made on account of the deposit."

SECTION 3. Section 3409 of the Revised Laws of Hawaii 1925, relating to joint deposits, is hereby amended to read as follows:

"Sec. 3409. Joint Deposits. When a deposit with a bank, trust company, or fiduciary company, shall be made by any person in the names of the depositor and another person, or persons, and in form to be paid to either, or the survivor or survivors of them, deposits thereupon and any addition thereto made by either, or any, of such persons, upon the making thereof, shall become the property of such persons, as joint tenants, and such deposit and deposits, together with all interest thereon, shall be held for the exclusive use of the persons so named, and may be paid to either, or any, of such persons, during the lifetime of all or any, or to the survivor, or survivors, after the death of one or more of them, and the payments and the receipts or acquittances of the one to whom the payments are made, shall be a valid and sufficient release and discharge to the bank, trust company, or fiduciary company, for all payments made on account of such deposit, or deposits."

SECTION 4. This Act shall take effect July 1, 1927.

Approved this 28th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 240

[S. B. No. 181]

AN ACT TO AMEND SECTION 1365 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO TAXATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1365 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1365. Deputy assessor's lists. In each year on or before May 1st, the deputy assessors in each district shall prepare from the records of taxable properties to be maintained in district offices a list of all assessments made for the district, which list shall be signed, sworn to and filed with the assessor of the division. Such assessment lists showing valuations of real and presonal properties, amounts of exemptions allowed in each case as provided by law and net taxable values shall be the lists in accordance with which taxes shall be collected, subject only to changes made by any court having jurisdiction, where appeals from assessments have been lodged in due form, are of record in the court and costs have been deposited according to law. No changes in or additions to such assessments shall thereafter be made except to add thereto property and/or taxes that may have been omitted therefrom and may deduct therefrom only, adjustments on account of duplicate assessments and clerical errors, such as transposition of figures, typographical errors and errors in calculation. Assessors shall prepare tax rolls for each division from district assessment lists showing thereon valuations, exemptions allowed, taxable values, names and addresses of the assessed and amount of taxes in each case, certified copies of which shall be filed with the Auditor and the Treasurer of the Territory. Such rolls shall be the foundation of the 'Taxes receivable' account on the books of the Territorial Auditor; provided, however, that no adjustment of the amounts reported to the Auditor on tax rolls, tending to reduce the amount of taxes billed, shall be entered upon the records until the tenders of such adjustments have been properly audited and the legality of the transaction determined by the Auditor of the Territory acting in conjunction with the Attorney General of the Territory in each case."

SECTION 2. This Act shall take effect upon its approval.

Approved this 28th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 241

[S. B. No. 182]

AN ACT TO AMEND SECTION 1254 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO DEPOSIT OF PUBLIC MONEY IN BANKS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1254 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1254. Authorized; conditions. Not more than ninety per cent of any moneys in the Territorial treasury, belonging to the Territory, may be deposited by the Treasurer to the credit of the Territory, in such national bank or banks, or in such banks doing business under the laws of the Territory, as the Treasurer, with the approval of the Governor, may select, and any sums so deposited shall be deemed to be in the Territorial treasury, provided, that the bank or banks in which such money is deposited shall furnish security as hereinafter provided and pay interest on all deposits at a rate not less than two per cent nor more than three per cent per annum, except that in the case of loan fund money, for which there is no immediate need, or expenditures therefrom would not be made for at least three months, the Treasurer may place such funds on time deposit to draw interest at a higher rate; and provided, that in selecting such depository bank or banks the rate of interest and the class of security offered shall both be considered as the basis of selection and due regard shall be given to the bank or banks doing business in the Territory, or such parts thereof, where the disbursements of public money are or may be made; provided, that no more than fifty per cent of the aggregate amount of moneys of the Territory available for deposit and on deposit shall be deposited in any one bank; provided, further, that for taxation purposes, in returning its cash balance, a bank shall be allowed to deduct an amount not greater than that represented by the ratio that its government deposits bears to its total commercial deposits. The expense of transportation upon the moneys so deposited shall be borne by such depositories. All deposits of money with interest thereon, except time deposits, shall be paid upon demand on checks signed by the Treasurer and countersigned by the Auditor, or by the payment of a certificate of deposit issued by the depository, which certificate

shall be endorsed by the payee named therein, as well as by the Auditor."

SECTION 2. This Act shall take effect upon its approval.

Approved this 28th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 242

[S. B. No. 183]

AN ACT TO AMEND SECTION 1396 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO APPEAL FROM INCOME TAX ASSESSMENTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1396 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 1396. Appeal. Any person or corporation who or which has made a legal return as aforesaid may appeal from the amount assessed to the tax appeal court constituted under Chapter 102, in like manner as allowed in case of property tax appeals, and the court is authorized to hear and determine such appeals subject to the revision of the Supreme Court, as provided in the case of property taxes. Where the words 'valuation of property', or similar words, occur in said chapter concerning such appeals the words 'amount of taxable income' shall be understood in all proceedings in regard to appeals from assessments or judgments in income tax matters. Any person or corporation appealing from the assessment of the assessor shall lodge with the assessor, on or before the last day of April of each year, a notice thereof, in writing, and the grounds of such appeal and deposit with him the costs of appeal as prescribed in case of property taxes, which costs shall be subject to the regulations prescribed in said chapter. The tax appeal court shall commence to hold sittings during the month of July in each year for hearing tax appeals under the authority of this chapter."

SECTION 2. This Act shall take effect upon its approval.

Approved this 28th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 243

[S. B. No. 222]

AN ACT TO AMEND PARAGRAPH 3 OF SECTION 2460 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO CERTAIN PERSONAL PROPERTY EXEMPT FROM ATTACHMENT, EXECUTION, DISTRESS AND FORCED SALE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Paragraph 3 of Section 2460 of the Revised Laws of Hawaii 1925, is hereby amended so as to read as follows:

"3. The tools or implements of a mechanic or artisan necessary to enable him to carry on his trade; the instruments and chest of a surgeon, physician, surveyor, or dentist, necessary to the exercise of his profession, together with his necessary office furniture and fixtures; the necessary office furniture, fixtures, blanks, stationery and office equipment of attorneys, judges, ministers of the gospel and rabbis; the typewriter, one desk and half a dozen chairs of a stenographer or typewriter; the musical instruments of every teacher of music used by him in giving instruction; one bicycle when the same is used by its owner for the purpose of carrying on his regular business or when the same is used for the purpose of transporting the owner to and from his place of business; the fishing nets, dips and seines, and the boats, with their tackle and equipment, of every fisherman, provided, however, that his means of livelihood is that of fishing."

SECTION 2. This Act shall take effect upon its approval.

Approved this 28th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 244

[H. B. No. 199]

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF HONOLULU TO REIMBURSE ANDRES JOHANSEN AND THE BANK OF HAWAII, LIMITED, FOR ADVANCES MADE IN THE EXTRADITION OF LOUIS CAMARA AND R. J. MEREDITH.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to make an appropriation in the sum of nine hundred eighty-five dollars ($985.00), for the reimbursement of Andres Johansen in the sum of five hundred dollars ($500.00), being the amount contributed by him towards the expenses incurred in bringing to Honolulu from Los Angeles, California, Louis Camara, and of The Bank of Hawaii, Limited, in the sum of four hundred eighty-five dollars ($485.00), being the amount contributed by it towards the expenses incurred by Antone M. Louis, police officer of the City and County of Honolulu, in bringing to Honolulu from San Francisco, California, R. J. Meredith; the grand jury having found against said Louis Camara a true bill of indictment on the charge of seduction, and against said R. J. Meredith a true bill of indictment on the charge of forgery and passing a forged writing.

Upon the making of such appropriation, the Auditor of the City and County of Honolulu is authorized and directed to draw his warrants on the Treasurer of said City and County for the respective sums hereinabove mentioned in favor of the said Andres Johansen and The Bank of Hawaii, Limited.

SECTION 2. This Act shall take effect on its approval.

Approved this 28th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 245

[H. B. No. 74]

AN ACT TO REGULATE THE PRICES FOR MERCHANDISE SOLD AT THE KALAUPAPA STORE, MOLOKAI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. It shall be unlawful for the Board of Health or its agents to sell or offer for sale any merchandise at the Kalaupapa Store, Molokai, at a price or prices exceeding the actual cost thereof, free on board steamer at Honolulu.

SECTION 2. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and shall be subject to a fine of twenty-five dollars ($25.00) and in addition thereto shall, in the discretion of the Board of Health, be subject to removal from office.

SECTION 3. This Act shall take effect upon its approval.

Approved this 28th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 246

[H. B. No. 193]

AN ACT TO AMEND PARAGRAPH 2 OF SECTION 1306 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO TAXES ON MOTOR VEHICLES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Paragraph 2 of Section 1306 of the Revised Laws of Hawaii 1925, is hereby amended so as to read as follows:

"All new motor vehicles in stock for purposes of sale shall be, for a period of three (3) months only, and all publicly owned motor vehicles, and all motorcycles owned by motor cops or police officers of the Territory, or of any County or City and County, and actually used by them in their travel on official business, shall be

exempt from the tax herein provided for, and number plates for all such motor vehicles or such motorcycles may be issued as now or hereafter provided by ordinances of the County or City and County."

SECTION 2. This Act shall take effect upon its approval.

Approved this 28th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 247

[S. B. No. 239]

AN ACT TO AMEND SECTIONS 1 AND 3 OF ACTS OF THE LEGISLATURE AUTHORIZING AND REQUIRING SINKING FUNDS FOR REDEMPTION OF TERRITORIAL BONDS, REVISED LAWS OF HAWAII 1925, VOL. II, PP. 1942-1943.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 1 of Acts of the Legislature authorizing and requiring sinking funds for redemption of Territorial Bonds, Revised Laws of Hawaii 1925, Vol. II, page 1942, is hereby amended to read as follows:

"Sec. 1. How made; sinking fund account. The Treasurer of the Territory is authorized, empowered and required to establish, as a special deposit in the treasury of the Territory, a sinking fund with which to pay any present or future bonded indebtedness of the Territory, exclusive, however, of serial bonds, the payment of which is spread equally over a period of twenty-five years from a definite date after the date of issue of such bonds, and on the second interest-paying date of any Territorial bond issue hereafter made, whether the same is a refunding bond issue or otherwise, and on the same date each year thereafter until the maturity date of such issue, he shall transfer from the current receipts of the Territory, provided by law for such purpose, and deposit to the credit of such sinking fund, such a sum of money that the aggregate of such sums of money so annually deposited with interest thereon, will, compounded annually, at the rate of four per centum, amount at the expiration of the term for which said bonds are issued, to the full face value thereof.

The Treasurer shall also deposit to the credit of said sinking fund, immediately upon the receipt thereof, all compensation received from any of the counties or municipal divisions of the Territory in payment for public improvements transferred by the Territory to the said counties or municipal subdivisions of the Territory.

The Treasurer shall also deposit to the credit of said sinking fund, immediately upon the receipt thereof, all proceeds from the sale of public lands, not otherwise disposed of in accordance with law.

Except as provided by this chapter, such sums so deposited as aforesaid, shall be used for the redemption or purchase of any outstanding term bonds of the Territory and shall not be held exclusively for the redemption or payment of the bonds used as a basis for the annual deposits, provided, however, that any bonds so redeemed or purchased shall be held alive until maturity.

The Auditor of the Territory shall open and keep in his books a separate and special account of this fund, which shall be known as the sinking fund account, and which shall at all times show the exact conditions thereof."

SECTION 2. Section 3 of Acts of the Legislature authorizing and requiring sinking funds for redemption of Territorial bonds, Revised Laws of Hawaii 1925, Vol. II, page 1943, is hereby amended to read as follows:

"Sec. 3. Purchase of bonds when. Provided it can be shown to be to the financial advantage of the Territory of Hawaii, the Treasurer of the Territory, by and with the consent of the Governor, is authorized, whenever there are any funds to the credit of the sinking fund account, in excess of the amount needed for the redemption of any bonds then matured, to buy with such funds, in the open market, bonds of any political or municipal corporation or subdivision of the Territory, or any of the outstanding bonds of the Territory, or to invest such funds in bonds or interest-bearing notes or obligations of the United States, or those for which the faith and credit of the United States are pledged for the payment of principal and interest, or in Federal Land Bank Bonds or Joint Stock Farm Loan Bonds. The Treasurer of the Territory of Hawaii, by and with the consent of the Governor, is further authorized and empowered to sell and dispose of such bonds at such times and for such prices as shall be to the financial advantage of the Territory of Hawaii. The expenses of such purchase and sale, over and above the purchase price of said bonds, shall be a proper charge against this fund. The Treasurer of the Territory of Hawaii, by and with the consent of the Governor, is further author-

ized to deposit so much of said fund as may be deemed advisable, in the savings department of any bank or in any savings bank doing business in the Territory, provided, however, that such banks furnish security for the funds so deposited in accordance with the provisions of Chapter 98, Revised Laws of Hawaii 1925, except that the rate of interest shall be the usual rate of interest allowed for savings deposits."

SECTION 3. This Act shall take effect upon its approval.

Approved this 28th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 248

[S. B. No. 263]

AN ACT AMENDING ACT 232 OF THE SESSION LAWS OF 1925, RELATING TO MAINTENANCE OF PUBLIC SCHOOLS AND SALARY SCHEDULES.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Act 232 of the Session Laws of Hawaii 1925, relating to maintenance of public schools and salary schedules is hereby amended to read as follows:

"Sec. 336. Salary Schedule. The salary schedule fixing the pay of supervisors, principals, teachers, etc., adopted by the Department of Public Instruction on January 26, 1925, and approved by the Governor, is hereby adopted and approved as the Salary Schedule.

"Number of Teachers. The total number of teachers, exclusive of principals of schools with sixteen or more assistants, and not more than thirty-five supervisors, not more than one hundred ninety vocational and pre-vocational teachers, of which not more than one hundred twenty-five shall be employed as pre-vocational teachers and the remaining number employed as vocational teachers under the conditions laid down in the Territorial plan for vocational education, adopted by the Territorial Board for Vocational Education and approved by the Federal Board for Vocational Education, and not more than forty secretaries for supervising principals and schools which have twenty-five or more

teachers, who may be continuously employed by the Department, shall not exceed one for every thirty-five pupils enrolled in the public elementary schools, and one for every twenty pupils enrolled in the public high schools at the time of the highest enrollment during the preceding year, plus an estimated increase of not more than 7.5 per centum in such enrollment after September 1 of the current year.

"Per Capita Cost. It is provided, however, that the total monthly pay roll, as indicated above, shall not exceed four dollars and sixty-five cents ($4.65) per capita for the number of pupils enrolled in Grades 1 to 8 inclusive, and eight dollars and seventy-five cents ($8.75) per capita for the number of pupils enrolled in Grades 9 to 12, inclusive.

"And the Treasurer of the Territory, in making up his estimates of funds necessary to be raised out of the real and personal property taxes to meet such pay roll, shall take into consideration the estimated increase of not more than 7.5 per centum in the enrollment as aforesaid after September 1 of the current year, and the consequent increase in the number of teachers and the amount of said pay roll which will be necessary, including the amount payable by the Territory of Hawaii to the Employees' Retirement System of the Territory of Hawaii on account of the members whose salaries are paid from school funds."

SECTION 2. All laws and parts of law inconsistent with this Act are hereby repealed.

SECTION 3. This Act shall take effect on September 1, 1927.

Approved this 29th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 249

[H. B. No. 111]

AN ACT TO AMEND CHAPTER 130 OF THE REVISED LAWS OF HAWAII 1925, BY LIMITING THE MEMBERSHIP OF THE PENSION FUNDS CREATED AND TO GUARANTEE THE PAYMENT OF PENSIONS TO PERSONS WHO ARE NOW MEMBERS OR PENSIONERS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Subdivision 2 of Section 2162 of Chapter 130 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"2. A sum equal to one (1) per centum of the total amount collected on account of the General Fund of the County or City and County for the year previous shall be set aside annually from the General Fund of the County or City and County, which sum shall be placed by the Treasurer of the County or City and County to the credit of the Pension Fund in two equal semi-annual installments, namely, on the last day of June and December, respectively, of each year, and shall be used or devoted solely for the purposes of the Pension Fund.

Such payments to the Pension Fund shall continue so long as they shall be necessary to pay all pensions to persons on the pension rolls of the fund as of December 31, 1927, and all pensions which may become payable to or on account of all policemen, firemen and bandsmen who are in service on December 31, 1927. All such pensioners and policemen, firemen and bandsmen shall be entitled to benefits at the full rates, and to this end the Treasurer shall add to the amount equivalent to one (1) per centum of the General Fund such additional amounts as shall be required to pay the pensions as soon as the pension roll shall exceed such fund, so that the pensions will not be reduced as otherwise provided in Section 2165 of this chapter."

SECTION 2. Section 2169 of Chapter 130 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 2169. Benefits exclusive. No member of the police force, fire department or band who is now receiving a pension from the Territory shall be a beneficiary under the provisions of this chapter. The provisions of this chapter shall not apply to any policeman, fireman or bandsman who enters service on or after December 31, 1927, and no such person or his dependent widow, child or children, father or mother, sister or brother, or other

relative or dependent shall receive any pension or other benefit under the provisions of this chapter."

SECTION 3. This Act shall take effect upon its approval.

Approved this 2nd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 250

[H. B. No. 146]

AN ACT MAKING AN APPROPRIATION FOR REPAIRING AND RECONSTRUCTING THE SEA-WALL IN KAILUA, NORTH KONA, HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of twenty thousand dollars ($20,000.00) is hereby appropriated out of any moneys in the treasury of the Territory of Hawaii not otherwise appropriated, for the purpose of reconstructing and repairing the sea-wall in Kailua, North Kona, Hawaii.

SECTION 2. The sum herein appropriated shall be disbursed on warrants drawn by the Auditor based upon vouchers drawn by the Superintendent of Public Works, who shall have charge of said work; provided, that the Superintendent of Public Works shall contract for said work if a satisfactory bid can be obtained; but in case a satisfactory bid cannot be obtained or no bids are received, the Superintendent of Public Works is hereby authorized to perform the work by day labor.

SECTION 3. This Act shall take effect upon its approval.

Approved this 2nd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 251

[H. B. No. 385]

AN ACT TO PROVIDE FOR THE RETIREMENT OF CERTAIN COUNTY OR CITY AND COUNTY EMPLOYEES THROUGH THE EMPLOYEES' RETIREMENT SYSTEM OF THE TERRITORY OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Certain County and City and County Employees entitled to membership in the Employees' Retirement System of the Territory of Hawaii. On and after January 1, 1928, any officer or employee of any County or City and County of the Territory of Hawaii, except such employees as are specifically excluded under Section 2 of this Act shall be entitled to membership in the Employees' Retirement System of the Territory of Hawaii and to enjoy the benefits of that system in the same manner as territorial employees and teachers.

SECTION 2. Membership in Territorial System. Membership shall be optional with all County and City and County employees in service on January 1, 1928, and any such officer or employee who elects to join the System within one calendar year thereafter shall be entitled to a prior service certificate covering full credit for service rendered prior to January 1, 1928. Membership shall be compulsory on all employees entering the service of such Counties or City and County after January 1, 1928, if membership would have been compulsory had they entered territorial service in similar position, except that no officer or employee entering service after January 1, 1928, and who is entitled to become a member of any pension fund under the provisions of Chapter 130 of the Revised Laws of Hawaii 1925, shall be entitled to become a member of the Employees' Retirement System of the Territory of Hawaii.

SECTION 3. Duties of Certain Officers. The pay roll officers or similar officials of the various Counties and City and County shall submit to the Board of Trustees of the Territorial Retirement System such information and cause to be performed in respect to each of the employees of said County or City and County such duties as would be performed in the territorial service and by the head of a department of the territorial government employing members of the Retirement System.

SECTION 4. Contributions to Fund. The actuary of the Territorial Retirement System shall compute the rates of contribution payable by members who are County or City and County employees, in the same manner as if they were territorial employees and shall compute the contributions which shall be payable by Counties and City and County in behalf of their employees who are members as though they were territorial employees. Each County shall pay to the Employees' Retirement System of the Territory of Hawaii a normal contribution on account of its employees at the same rates as those established for similar groups of territorial employees and shall pay a special accrued liability contribution in lieu of the regular accrued liability contribution payable by the territorial government on account of its employees.

The amount of the special accrued liability contribution shall be determined by an actuarial valuation of the accrued liability on account of the officers and employees of each County who elect to become members, in the same manner as the accrued liability rate was originally determined for territorial employees. This special accrued liability contribution shall be payable in lieu of the accrued liability contribution payable on account of other employees in the System.

The expense of making such initial valuation shall be paid by the County or City and County on whose account it is necessary. The County shall pay a pro rata share of the cost of the administration of the Retirement System, based upon the pay roll of employees of the County or City and County who are included in the System.

The Board of Trustees shall certify annually to the Board of Supervisors of each County or City and County the amount due from the County or City and County on account of the employees of such County or City and County, who are members, and such Board of Supervisors shall transmit to the Board of Trustees of the Retirement System the amount of the charges so certified and the Board of Trustees shall credit such amount to the appropriate fund or funds of the Employees' Retirement System of the Territory of Hawaii.

The Auditor of each County, or City and County, shall cause to be deducted from the salary of each employee of such County or City and County, who is a member, the rate of contribution certified by the Employees' Retirement System of the Territory of Hawaii on account of such member, and shall transmit monthly or at such other times as may be agreed upon by the Trustees of the Retirement System, the total amount of such deductions and a record of the amount deducted from each member's compensation.

The Board of Supervisors of the various Counties and City and County shall transmit to the Treasurer of the Territory of Hawaii

at the same time said Board transmits the Resolution required in accordance with Section 1315 of the Revised Laws of Hawaii 1925, as amended, an estimate of the amount required to meet the obligations of the County or City and County hereunder, and the Treasurer of the Territory of Hawaii shall include the amount thereof in the tax rate of such County or City and County. The amount of any excess or deficiency in the amount so estimated shall be adjusted in the estimate submitted for the succeeding year.

SECTION 5. Retirement Benefits. Employees of the Counties and the City and County in behalf of whom contributions are so paid, shall be entitled to benefits in the Retirement System of the Territory of Hawaii as though they were territorial employees.

SECTION 6. Effective Date. This Act shall take effect upon its approval.

Approved this 2nd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 252

[S. B. No. 6]

AN ACT PROVIDING A PENSION FOR SAMUEL K. PUA, AND AUTHORIZING AND DIRECTING THE COUNTY OF HAWAII TO PAY THE SAME.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the County of Hawaii, is hereby authorized and directed to pay to Samuel K. Pua, each month, for the term of his natural life, beginning with the month of January, 1928, the sum of three hundred and fifty dollars ($350.00); provided, however, that no such monthly payments shall be made during such time as the said Samuel K. Pua is holding any salaried position of the Territory of Hawaii or any political subdivision thereof.

SECTION 2. This Act shall take effect after its approval.

I hereby certify that the foregoing Bill, having been presented to the Governor for his approval and signature, and not having been signed or vetoed within the time prescribed by the Organic Act of the Territory, has become law without his signature on May 2, A. D. 1927.

RAYMOND C. BROWN,
Secretary of the Territory of Hawaii.

ACT 253

[S. B. No. 157]

AN ACT AUTHORIZING AND DIRECTING THE CITY AND COUNTY OF HONOLULU TO REFUND TO THE TRUSTEE FOR THOMAS P. CUMMINS, ET AL, THE PORTION OF THE TAXES PAID BY SAID TRUSTEE ON CERTAIN LANDS FOR THE PERIOD SAID LANDS WERE OWNED BY THE CITY AND COUNTY OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Board of Supervisors of the City and County of Honolulu is hereby authorized and directed to appropriate and pay to Henry Waterhouse Trust Company, Limited, Trustee for Thomas P. Cummins, et al, the sum of five hundred eleven and 50/100 dollars ($511.50), being that portion of the taxes paid by said Trustee in the year 1926 on land at Pawaa condemned from the said Trustee for use as a school lot, for the period during which said land was used and owned by the City and County of Honolulu.

SECTION 2. The sum of five hundred eleven and 50/100 dollars ($511.50) shall be paid to the said Henry Waterhouse Trust Company, Limited, Trustee for Thomas P. Cummins, et al, by warrant drawn by the Auditor of the City and County of Honolulu, when and after the said Henry Waterhouse Trust Company, Limited, shall have paid the assessor of the first taxation division the sum of three hundred thirty-four and 33/100 dollars ($334.33), the same being delinquent taxes, interest, penalties and costs on properties belonging to Thomas P. Cummins, et al.

SECTION 3. This Act shall take effect upon its approval.

Approved this 2nd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 254

[S. B. No. 170]

AN ACT TO AMEND SECTION 5 OF ACT 99 OF THE SESSION LAWS OF 1925, RELATING TO THE PRACTICE OF CHIROPRACTIC.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 5 of Act 99 of the Session Laws of 1925, is hereby amended to read as follows:

"Section 5. It shall be unlawful for any person to practice chiropractic in this Territory without a license so to do. Any person wishing to practice chiropractic in this Territory shall make application to the Board fifteen (15) days prior to any meeting thereof, upon such form and in such manner as may be provided by the Board. Each application must be accompanied by a license fee of twenty-five dollars ($25.00) and a certificate showing good moral character of the applicant. Except in the cases herein otherwise prescribed, each applicant shall be a graduate of an incorporated chiropractic school or college which teaches a course of not less than two thousand four hundred sixty-minute hours, or its equivalent, of which 400 hours shall have been spent in practical work in a chiropractic college clinic under recognized instructors. The course shall extend over a period of three school terms of at least eight months each, and the applicant must give satisfactory proof of having attended not less than ninety per cent of said two thousand four hundred hours, and have satisfactorily passed the following subjects: anatomy, physiology, bacteriology, hygiene and sanitation, pathology, diagnosis or analysis, chiropractic orthopedy, obstetrics, symptomatology, chemistry and elementary toxicology, gynecology, chiropractic analysis and the principles and practice of chiropractic, and shall present to the Board, at the time of making such application, a diploma from a high school, or proof, satisfactory to the Board, of education equivalent in training power to a high school course. Chiropractors licensed under the provisions of this Act shall be allowed to provide themselves with such assistants as they may deem necessary."

SECTION 2. This Act shall take effect upon its approval.

Approved this 2nd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 255

[S. B. No. 202]

AN ACT TO PROVIDE FOR THE EXTENSION OF THE MOLOKAI FOREST RESERVE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Superintendent of Public Works is hereby authorized and directed to acquire, by condemnation proceedings, for public use, the following pieces or parcels of land on the Island of Molokai, as and for an addition to the Molokai Forest Reserve:

1.	Iloli (L. C. A. 2937:2 to W. Harbottle)	166.00	acres
2.	Kahanui (Portion, L. C. A. 7755 to Kaluaokamano)	326.50	"
3.	Naiwi (Portion, L. C. A. 11216 to Kekauonohi)	66.90	"
4.	Kahanui (Grant 3437 to R. W. Meyer)	1,048.00	"
	Total area	1,607.40	"

SECTION 2. The Superintendent of Public Works may compensate the owners of the property acquired as herein provided, in such amount or amounts as may be determined by such condemnation proceedings, which amount or amounts are hereby appropriated out of any money in the Treasury not otherwise appropriated.

SECTION 3. This Act shall take effect upon its approval.

Approved this 2nd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 256

[S. B. No. 257]

AN ACT PROVIDING FOR THE APPOINTMENT OF A COOK SESQUICENTENNIAL COMMISSION, MAKING AN APPROPRIATION AND PROVIDING FOR ITS EXPENDITURE.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Governor of the Territory of Hawaii is hereby authorized to appoint a Commission, in the manner provided by Section 80 of the Organic Act, to be known as the Cook Sesqui-Centennial Commission, to consist of five members.

SECTION 2. The Commission shall have charge of the arrangements for the ceremonies during the week of August 15th to 19th, 1928, commemorating the 150th anniversary of the discovery of the Hawaiian Islands by Captain James Cook.

SECTION 3. The sum of twenty thousand dollars ($20,000.00) is hereby appropriated, out of any moneys in the treasury, not otherwise appropriated, for the purpose of providing entertainment for such delegates as may be sent to attend the said ceremonies and for the cost of conducting such ceremonies.

SECTION 4. This Act shall take effect upon its approval.

Approved this 2nd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 257

H. [redacted] B. No. 190]

AN ACT APPROPRIATING FUNDS FOR THE ACQUISITION, IMPROVEMENT, DEVELOPMENT AND RENDERING SAFE AND ACCESSIBLE AIRPORTS ON THE ISLANDS OF KAUAI, OAHU, MOLOKAI AND MAUI.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of one hundred thousand dollars ($100,000.00) is hereby appropriated out of the general revenues of the

Territory of Hawaii for the acquisition, by purchase or exchange, of lands and interests in lands suitable for airports on the Islands of Kauai, Oahu, Molokai and Maui, and for the improvement, development and rendering safe and accessible the same.

SECTION 2. The moneys hereby appropriated shall be expended upon warrants based upon vouchers approved by the Superintendent of Public Works, who shall have charge of the acquisition, improvement and development of, and of rendering safe and accessible the various airports contemplated herein.

SECTION 3. The sum hereby appropriated is hereby allotted for expenditures as follows:

Kauai: (1) Acquisition of Land and Improvement, etc..$15,000.00
Oahu: (1) Improvement, etc. of Airport at Moanalua. 75,000.00
Molokai: (1) Improvement, etc. of Government Land. 5,000.00
Maui: (1) Acquisition of Land and Improvement, etc. 5,000.00

SECTION 4. In case the amount hereinabove allotted in any item of Section 3 shall not be wholly required to complete such item, the unrequired balance shall, upon proper notice by the Superintendent of Public Works of the completion of such item, be transferred to the Permanent Improvement Fund of the County or City and County in which such item was allotted for expenditure.

SECTION 5. This Act shall take effect upon its approval.

Approved this 2nd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 258

[H. B. No. 397]

AN ACT TO AMEND SECTIONS 3196, 3202, 3203, 3213, 3218, 3228, 3232, 3281, 3284 AND 3300 OF THE REVISED LAWS OF HAWAII 1925, AND TO ADD A NEW SECTION THERETO TO BE KNOWN AS SECTION 3222A, RELATING TO LAND REGISTRATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Secton 3196 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3196. Registrar and assistants,—appointment, tenure, powers and duties. The judge of the land court shall appoint a registrar and such assistants as now or hereafter may be allowed by law. The registrar or his assistant shall attend the sessions of the court and keep a docket of all causes, and shall affix the seal of the court to all processes, or papers proceeding therefrom, and requiring a seal."

SECTION 2. Section 3202 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3202. Salaries and expenses. The judge of the land court, the registrar and the authorized clerks and assistants shall receive such salaries as shall be appropriated by the legislature. In the absence of such provision all salaries of officers or employees or fees of examiners of title shall be paid out of the appropriation for expenses of the land court, according to a schedule fixed by the Governor. All fees or costs received by any assistant registrar with an application shall be transmitted with the application to the registrar."

SECTION 3. The first paragraph of Section 3203 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3203. Decision; appeals. In every case the decision of the court shall be filed in writing, and final decree may be entered thereon at any time after the expiration of ten days, unless an appeal shall have been taken as herein provided, but no decree shall be entered until all costs and fees are paid, and that fact shall be endorsed on the decree."

SECTION 4. The first paragraph of Section 3213 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3213. Application may include several parcels. An application may include two or more parcels of land constituting one holding under one and the same land commission award, royal patent or grant, or two or more contiguous parcels and any parcels constituting one holding under the same land commission award, royal patent or grant with any one of such contiguous parcels; provided, however, that all parcels included must be within the same registry district.

But two or more persons claiming in the same parcels different interests, which collectively make up the legal estate in fee simple in each parcel, shall not join in one application for more than one parcel unless their interests are alike in each and every parcel. The court may at any time order an application to be amended by striking out one or more of the parcels, or by a severance of the application."

SECTION 5. Section 3218 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3218. Transfers pending application and after decree. After the filing of an application, and before registration, the land therein described may be dealt with and instruments relating thereto shall be recorded and indexed by the registrar of conveyances in the usual manner and also entered in the index of applications, provided that such instruments shall state that application to register said land is pending and shall state the application number, and a certified copy thereof shall be filed with the application. When any such instrument purports to convey the whole or any interest in said land, the original after recording shall be sent to the land court and filed with the application, whereupon the certified copy may be withdrawn.

As soon as an application is disposed of the registrar shall make a memorandum stating the disposition of the case and shall send the same to the recorder for the proper district or districts, who shall record and index it with the records of deeds, and in the index of applications. If the proceedings upon the application end in a decree of registration of title the land included therein shall, as soon as the decree is transcribed, as provided in section 3231, become registered land, and thereafter no deeds or other instruments relating solely to such land shall be recorded with the records of deeds, but shall be registered in the registration book and filed and indexed with the records and documents relating to registered land."

SECTION 6. Chapter 186 of the Revised Laws of Hawaii 1925, is hereby amended by the addition of a new section to be known as Section 3222A, to read as follows:

"Section 3222A. Whenever there are grounds for contesting an application to have the title to land registered and such grounds or any of them are not being presented to the court, the attorney general or his deputy shall contest all applications to register title irrespective of whether or not a specific claim on behalf of the territory has been filed by him. Said contest shall not be held to be res adjudicata in any subsequent action against the assurance fund."

SECTION 7. The first paragraph of Section 3228 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3228. Decree. Possessory title. Qualified title. If the court after hearing finds that applicant, at the time of filing said application, or subsequently, had title, as stated in his application, and that his title is proper for registration, and that since filing said application the title of said applicant has not been en-

cumbered in any manner, then a decree of confirmation and registration as prayed for shall be entered.

If, however, the court finds that applicant, at the time of filing said application, or subsequently, had title, as stated in his application, and that his title is proper for registration, and that subsequent to the filing of said application, said title has been encumbered, then said title shall be registered subject to the encumbrances so found.

But if the court finds that applicant, at the time of filing said application, or subsequently, had title, as stated in his application, and that his title is proper for registration, and that subsequent to filing his application the applicant has conveyed away all or any portion or portions of the premises or interest therein sought to be registered, then a decree of confirmation and registration shall be entered, covering the entire premises, confirming title in the applicant or/and the person or persons deriving their title through the applicant, to said premises or interest in accordance with his or their respective true ownership of the whole or any portion or portions thereof or interest therein at the time of filing said decree, and subject to all encumbrances affecting all or any portion thereof.

Every decree of registration of absolute title shall bind the land, and quiet the title thereto, subject only to the exceptions stated in the following section. It shall be conclusive upon and against all persons, including the territory, whether mentioned by name in the application, notice or citation, or included in the general description 'to all whom it may concern'. The decree shall not be opened by reason of the absence, infancy or other disability of any person affected thereby, nor by any proceeding at law or in equity for reversing judgments or decrees; subject, however, to the right of any person deprived of land or of any estate or interest therein by a decree of registration obtained by fraud to file a petition for review within one year after the entry of the decree, provided no innocent purchaser for value has acquired an interest. If there is any such purchaser the decree of registration shall not be opened but shall remain in full force and effect forever, subject only to the right of appeal hereinbefore provided. But any person aggrieved by the decree in any case may pursue his remedy by action of tort against the applicant or any other person for fraud, in procuring the decree."

SECTION 8. Section 3232 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3232. Certificate effective from transcription. The certificate first registered in pursuance of a decree of registration in regard to any parcel of land shall be entitled in the registra-

tion book 'original certificate of title, entered pursuant to decree of the land court, dated at' (stating time and place of entry of decree and the number of the case). The certificate shall take effect from the date of the transcription of the decree. Subsequent certificates relating to the same land shall be in like form, but shall be entitled 'transfer from No. .....' (the number of the next previous certificate relating to the same land), and also the words 'originally registered' (date, volume and page of registration); except where land after original registration is registered in heirs and/or devisees, the certificate shall be entitled 'registered transfer by descent or devise from No. .....' and shall contain the same information as to the decree as an original certificate."

SECTION 9. Section 3281 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3281. Procedure upon transfer by descent and devise. Upon the death of a registered owner, his heirs or devisees, or one of the assignees, for the benefit of creditors, or administrators or executors or holders of an involuntary lien or charge against the interest of any heir or devisee or their heirs or devisees, or an heir, devisee, administrator or executor of a deceased heir or devisee of an heir or devisee of a deceased registered owner, may at any time after the expiration of thirty days from his death, if he died intestate, or from the probate of his will and the election of the relict, if any, thereunder, if he died testate, make application to the court for registration of the title of the deceased in the heirs and devisees according to their respective rights and interests. The application shall be sworn to and shall set forth the lands of which the registered owner died seized, giving reference to the certificate therefor, whether he left a will, and if so, a copy of the same; shall state the name in full, residence and post office address of the relict, if any, and of each devisee and heir, and of each relict, heir or devisee of any deceased heir or devisee, and of each person then having or holding any interest or estate, present or future, vested or contingent, in the lands derived by devise or inheritance from the deceased owner or by descent or devise from any person subsequent to his death, so far as the applicants, after diligent research and inquiry, have been able to ascertain the same, and that to the knowledge, information and belief of the applicants no other person or persons, whether in being or unborn, have any interest or estate, present or future, vested or contingent, in the premises, except as stated. If any persons in interest are under disability of any kind, the nature thereof shall be stated and the name, residence and post office address of their guardian or trustee, if any, given, and if minors, their ages stated. All persons in interest not joining in the appli-

cation shall be made defendants thereto and may be notified and brought before the court, either in the manner provided for in original registration or by summons or other process as provided by law in civil actions, as the court may direct. Except where the transfer is by devise and each devisee named has joined in the application, all persons whomsoever shall be made parties to the application and served by publication of notice as provided for in original registration, or as provided for in civil actions as the court may direct.

A guardian ad litem, in proper cases, shall be appointed by the court with like duties as in cases of initial registration. The decree of registration and certificate thereunder shall have like force and effect as in original registration, except that the same, in case they are issued before the estate of the deceased owner is finally settled, or before the time for contesting his will has expired, or before the final determination of any suit to contest or set aside his will, shall expressly state that they are entered and issued by transfer from the last registered owner, by descent or devise, subject to final settlement of the estate and right to contest the will of the deceased owner.

After the final settlement of the estate in the probate court, and the expiration of the time for contest of the will or the final determination of suit to contest the will, the heirs at law or devisees or other persons in interest may petition the court for an order to cancel the memorandum upon the certificate, stating that the same is subject to final settlement of the estate and right to contest the will, and the court, after notice and a hearing, may grant the petition; but the liability of heirs of registered land for claims against the estate of the deceased shall not in any way be diminished or changed. No voluntary instrument or deed of an administrator, executor, assignee for the benefit of creditors, sheriff, master, commissioner or other officer purporting to transfer or create a lien or charge upon any estate or interest of any devisee or heir in registered land or to authorize the same to be done, shall have any effect in law or equity to accomplish that purpose until the title of the heir or devisee is registered as herein provided. An involuntary lien, charge or lis pendens against the interest of a relict, heir or devisee in the lands of a deceased registered owner, prior to the registration of the title of such relict, heir or devisee, only can be obtained by filing the proper papers with the registrar as in other cases, and the registrar making entry thereof as a memorial on the registered certificate of title of the deceased owner, giving the name, residence and post office address of the relict, heir or devisee against whom said lien, charge or lis pendens is to operate.

The provisions of this section shall not in any way affect or impair the jurisdiction of the probate court to authorize an executor or administrator to sell or convey registered land for any purpose for which authority may be granted in the case of unregistered land. The transferee who takes a deed which is executed in pursuance of that authority to sell or convey shall be entitled to a new certificate of title, or memorandum of registration."

SECTION 10. Section 3284 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3284. Payments for. There shall be paid to the registrar upon the original registration of land under this chapter, under absolute or qualified ownership, two-tenths of one per cent. and upon the entry of a certificate showing the title as registered owners in heirs or devisees one-tenth of one per cent. of the value of the real estate on the basis of the last assessment for taxation as an assurance fund. Provided, where the land sought to be registered was not separately assessed during the preceding calendar year, the value of the same shall be as found by the court as of January 1 of the year in which the application was filed. The court may appoint one or more appraisers at such rates of pay as he shall deem just, the cost to be taxed against the applicant."

SECTION 11. That portion of Section 3300 of the Revised Laws of Hawaii 1925, commencing with line nine and reading, "For examining title, ten dollars, and one-twentieth of one per cent. of the value of the land", is hereby amended to read as follows:

> "For examining title, ten dollars ($10.00) and one-tenth of one per cent. of the value of the land."

SECTION 12. This Act shall take effect upon its approval.

Approved this 2nd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 259

[H. B. No. 404]

AN ACT TO APPROPRIATE THE SUM OF FIVE THOUSAND DOLLARS ($5,000.00) FOR THE CONSTRUCTION OF SIDEWALKS ALONG LAND OWNED BY THE TERRITORY OF HAWAII, AND BORDERING ON STREETS IN HILO, DISTRICT OF SOUTH HILO, COUNTY OF HAWAII.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of five thousand dollars ($5,000.00) is hereby appropriated out of any moneys in the treasury of the Territory of Hawaii, not otherwise appropriated, for the construction of sidewalks along land owned by the Territory of Hawaii, and bordering on streets in Hilo, District of South Hilo, County of Hawaii.

SECTION 2. The said sum of five thousand dollars ($5,000.00) shall be disbursed on warrants drawn by the Auditor, based on vouchers approved by the Commissioner of Public Lands, who shall construct said sidewalks with or through the Board of Supervisors of the County of Hawaii, as provided by law.

SECTION 3. This Act shall take effect upon its approval.

Approved this 2nd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 260

[H. B. No. 439]

AN ACT AUTHORIZING THE BOARDS OF SUPERVISORS OF THE VARIOUS COUNTIES AND THE CITY AND COUNTY OF HONOLULU TO ENACT AND ENFORCE ORDINANCES RELATING TO THE PROMOTION OF BETTER RADIO BROADCAST RECEPTION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Boards of Supervisors of the various counties and of the City and County of Honolulu are hereby authorized to pass all lawful ordinances necessary or expedient to promote better radio broadcast reception within their jurisdictions.

SECTION 2. This Act shall take effect upon its approval.

Approved this 28th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 261

[H. B. No. 49]

AN ACT AMENDING SECTION 3975 OF THE REVISED LAWS OF HAWAII 1925, AND ADDING A NEW SECTION TO CHAPTER 225 OF SAID REVISED LAWS, TO BE KNOWN AS SECTION 3975A, RELATING TO ARREST.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 3975 of the Revised Laws of Hawaii 1925, is hereby amended to read as follows:

"Section 3975. Examination after arrest. It shall be unlawful in all cases of arrest for examination to deny to the person so arrested the right of seeing counsel or a member of his family, or to deny to counsel, or a member of his family, the right to see such person so arrested at any time; or to fail to release or charge such person with a crime within forty-eight (48) hours of his arrest in all cases in which such person is arrested on suspicion of having committed a crime".

SECTION 2. Chapter 225 of the Revised Laws of Hawaii 1925, is hereby amended by adding a new section thereto, to be known as Section 3975A, and to read as follows:

"Section 3975A. Penalty. Any person violating or failing to comply with any of the provisions of Section 3975 shall be guilty of a misdemeanor and shall be punished by a fine not exceeding five hundred dollars ($500.00) or by imprisonment for a period of not more than one (1) year, or by both such fine and imprisonment".

SECTION 3. This Act shall take effect upon its approval.

Approved this 3rd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 262

[S. B. No. 191]

AN ACT TO AMEND CHAPTER 22 OF THE REVISED LAWS OF HAWAII 1925, BY ADDING A NEW SECTION THERETO TO BE KNOWN AS SECTION 4039A, RELATING TO CRIMINAL PROCEDURE AND INDICTMENTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Chapter 229 of the Revised Laws of Hawaii 1925, is hereby amended by adding a new section thereto, to be known as Section 4039A, and to read as follows:

"Section 4039A. No indictment found and presented by a grand jury in the Territory of Hawaii shall be deemed insufficient, nor shall the trial, judgment or other proceedings thereon be affected by reason of any defect or imperfection in matter or form, which shall not prejudice or tend to prejudice the defendant".

SECTION 2. This Act shall take effect upon its approval.

Approved this 3rd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 263

[H. B. No. 61]

AN ACT MAKING APPROPRIATIONS OUT OF THE GENERAL REVENUES FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1929.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. That the following sums, or so much thereof as may be necessary, respectively, are hereby appropriated for the objects and purposes hereinafter specified for the biennial period ending June 30, 1929, out of moneys in the treasury received from the general revenues:

JUDICIARY

Supreme Court			$ 51,920.00
A. Personal services ...		$ 31,920.00	
Chief Clerk .....$	8,400.00		
Other personal services	23,520.00		
B. Other current expenses		3,600.00	
C. Equipment		16,400.00	
District Court, Kalawao			1,225.00
A. Personal services ...$	1,200.00		
B. Other current expenses	25.00		
Land Court			32,775.00
A. Personal services ...		$ 29,900.00	
B. Other current expenses		1,875.00	
C. Equipment		1,000.00	
Judiciary Building			2,500.00
C. Equipment		$ 2,500.00	
Total, Judiciary ..			$ 88,420.00

EXECUTIVE

Governor's Office and Washington Place			$ 36,125.00
A. Personal services ...		$ 14,200.00	
B. Other current expenses		17,375.00	
C. Equipment		4,550.00	
Motor vehicles .....$	4,550.00		
Governor's Contingent Fund			50,000.00
From which expenditures may be made only with the approval of the Governor and only for urgent needs for which no specific appropriation or no sufficient appropriation is made herein or otherwise, a detailed account of all of which expenditures shall be submitted to the next legislature; provided, however, that no expenditure shall be made out of this fund to increase any salary.			
Bureau of the Budget..			41,200.00
A. Personal services ...		$ 31,800.00	
Director .....$	15,000.00		
Other personal services	16,800.00		
B. Other current expenses		6,750.00	
C. Equipment		2,650.00	
Total, Executive..			$ 127,325.00

MILITARY

National Guard			$ 94,940.00
A. Personal services ...		$ 56,840.00	
Adjutant General...	$ 10,800.00		
Other personal services	46,040.00		
B. Other current expenses		21,100.00	
C. Equipment		2,000.00	
E. Structures and permanent improvements to land....		13,000.00	
Buildings	$ 13,000.00		
G. Capital outlays for rights and obligations		2,000.00	
Refunds, awards and indemnities	$ 2,000.00		
Total, Military...			$ 94,940.00

SECRETARY OF HAWAII

Secretary's Office			$ 19,880.00
A. Personal services ...		$ 17,400.00	
B. Other current expenses		2,480.00	
Expenses of Elections..			40,000.00
A. Personal services ...		$ 13,500.00	
B. Other current expenses		25,250.00	
C. Equipment		1,250.00	
Expenses, Hawaiian Birth Registration			9,000.00
A. Personal services ...		$ 4,550.00	
B. Other current expenses		4,450.00	
Expenses, Publication Laws of Hawaii..			2,500.00

B. Other current expenses		$ 2,500.00	
Expenses, Session Laws of Hawaii, 1929..			11,805.00
A. Personal services ...		$ 1,250.00	
B. Other current expenses		10,555.00	
Total, Secretary of Hawaii			$ 83,185.00
ATTORNEY GENERAL'S DEPARTMENT			
Attorney General's Office			$ 93,680.00
A. Personal services ...		$ 74,180.00	
Attorney General...$	16,800.00		
Other personal services	57,380.00		
B. Other current expenses		18,000.00	
C. Equipment		1,500.00	
High Sheriff and Territorial Prison.....			345,020.00
A. Personal services ...		$172,560.00	
High Sheriff and Warden .....$	8,400.00		
Other personal services	164,160.00		
B. Other current expenses		158,460.00	
C. Equipment		7,500.00	
Motor vehicles .....$	3,000.00		
Other equipment ...	4,500.00		
E. Structures and permanent improvements to land.....		6,500.00	
Buildings .....$	6,500.00		
Total, Attorney General's Department			$ 438,700.00

AUDITING DEPARTMENT

Auditor's Office			$ 124,300.00
A. Personal services ...		$103,800.00	
Auditor .....$	12,000.00		
Deputy Auditor	11,400.00		
Other personal services	80,400.00		
B. Other current expenses		17,500.00	
C. Equipment		3,000.00	
Total, Auditing Dement			$ 124,300.00

DEPARTMENT OF PUBLIC LANDS

Office of the Commissioner			$ 123,300.00
A. Personal services ...		$ 97,440.00	
Commissioner of Public Lands ...$	11,400.00		
Other personal services	86,040.00		
B. Other current expenses		22,160.00	
C. Equipment		3,700.00	
Motor vehicles .....$	1,500.00		
Other equipment....	2,200.00		
Board of Public Lands.			1,500.00
A. Personal services ...		500.00	
B. Other current expenses		1,000.00	
Board of Appraisers...			7,000.00
A. Personal services ...		$ 6,000.00	
B. Other current expenses		1,000.00	
Division of Hydrography			59,800.00
A. Personal services ...		$ 18,600.00	

B. Other current expenses		3,125.00	
C. Equipment		1,400.00	
Motor vehicles.....$	500.00		
Other equipment ...	900.00		
G. Capital outlays for rights and obligations		36,675.00	
Refunds, awards and indemnities .....$	36,675.00		
Division of Topography			50,000.00
A. Personal services ...		$ 39,835.00	
B. Other current expenses		9,565.00	
C. Equipment		600.00	
Motor vehicles .....$	500.00		
Other equipment ...	100.00		
Total, Department of Public Lands.			$ 241,600.00

DEPARTMENT OF PUBLIC WORKS

Office of the Superintendent			$ 49,980.00
A. Personal services ...		$ 43,480.00	
Superintendent ....$	14,400.00		
Other personal services	29,080.00		
B. Other current expenses		6,500.00	
Public Buildings and Ground Service ..			103,140.00
A. Personal services ...		$ 62,640.00	
B. Other current expenses		32,500.00	
C. Equipment		8,000.00	
New Powder Magazine, Honolulu			10,000.00

E. Structures and permanent improvements to land....		$ 10,000.00	
Buildings	$ 10,000.00		
Recasing and Plugging Territorial Artesian Wells			5,000.00
B. Other current expenses		$ 5,000.00	
Maintenance, Additions, Repairs to and tearing down or removal of government property, and improvements to Grounds			93,450.00
A. Personal services ...		$ 8,000.00	
B. Other current expenses		85,450.00	
Sidewalks, Territorial Lots			1,500.00
E. Structures and permanent improvements to land....		$ 1,500.00	
Electric Current for furnishing water, Capitol Grounds			1,000.00
Repairs, National Guard Armories			12,500.00
A. Personal services ...		$ 750.00	
B. Other current expenses		11,750.00	
American Association of State Highway Officials			2,000.00
B. Other current expenses		$ 2,000.00	
Total, Department of Public Works			$ 278,570.00

SURVEY DEPARTMENT

General Office and Field Force			$ 164,750.00
A. Personal services ...		$140,100.00	
Surveyor .....$	10,800.00		
Chief Assistant	9,000.00		
Other personal services	120,300.00		
B. Other current expenses		24,650.00	
Total, Survey Department			$ 164,750.00

TREASURY DEPARTMENT

Office of the Treasurer.			$ 64,600.00
A. Personal services ...		$ 57,000.00	
Treasurer .....$	11,400.00		
Other personal services	45,600.00		
B. Other current expenses		6,350.00	
C. Equipment		1,250.00	
Deputy Bank Examiner			54,400.00
A. Personal services ...		$ 44,400.00	
B. Other current expenses		9,500.00	
C. Equipment		500.00	
Insurance Commissioner			12,500.00
A. Personal services ...		$ 7,200.00	
Special Assistant Fire Marshal .....$	7,200.00		
B. Other current expenses		$ 4,300.00	
C. Equipment		1,000.00	
Motor vehicles .....$	1,000.00		
Expenses, Official Bonds			10,000.00

B. Other current expenses		$ 10,000.00	
Bureau of Conveyances			122,610.00
A. Personal services ...		$112,710.00	
Registrar .....$	9,000.00		
Other personal services	103,710.00		
B. Other current expenses		9,000.00	
C. Equipment		900.00	
Public Debt Service....			22,700.00
A. Personal services ...		$ 13,000.00	
Bankers Trust Company Fiscal Agent.$	6,500.00		
Other personal services	6,500.00		
B. Other current expenses		9,700.00	
Bureau of Taxes, First Division			255,320.00
A. Personal services ...		$229,320.00	
Assessor .....$	11,400.00		
Other personal services	217,920.00		
B. Other current expenses		17,250.00	
C. Equipment		8,750.00	
Motor vehicle .....$	750.00		
Other equipment ...	8,000.00		
Bureau of Taxes, Second Division			77,930.00
A. Personal services ...		$ 64,280.00	
Assessor .....$	10,800.00		
Other personal services	53,480.00		
B. Other current expenses		7,000.00	

C. Equipment		3,650.00		
Motor vehicles .....$	1,200.00			
Other equipment ...	2,450.00			
E. Structures and permanent improvements to land....		$ 3,000.00		
Building, Makawao.$	3,000.00			
Bureau of Taxes, Third Division			110,745.00	[*Sic*]
A. Personal services ..		$ 89,860.00		
Assessor .....$	10,800.00			
Other personal services	79,060.00			
B. Other current expenses		7,260.00		
C. Equipment		6,635.00		
Motor vehicles .....$	1,110.00			
Other equipment ...	5,525.00			
E. Structures and permanent improvements to land		7,000.00		
Building, Manowai-opae, North Hilo.$	3,500.00			
Building, Waiohinu, Kau	3,500.00			
Bureau of Taxes, Fourth Division			50,800.00	
A. Personal services ...		$ 46,200.00		
Assessor .....$	9,600.00			
Other personal services	36,600.00			
B. Other current expenses		3,250.00		
C. Equipment		1,350.00		
Motor vehicles .....$	1,000.00			
Other equipment ...	350.00			

Bureau of Income Taxes			77,700.00
A. Personal services ...		$ 64,200.00	
Income Tax Assessor	$ 10,200.00		
Other personal services	54,000.00		
B. Other current expenses		13,000.00	
C. Equipment		500.00	
Tax Books and Blanks..			20,000.00
B. Other current expenses		$ 19,000.00	
C. Equipment		1,000.00	
Taxation Maps			32,800.00
A. Personal services ...		$ 30,750.00	
Chief of Bureau....	$ 8,400.00		
Other personal services	22,350.00		
B. Other current expenses		1,800.00	
C. Equipment		250.00	
Motor vehicles	$ 100.00		
Other equipment....	150.00		
Tax Appeals			6,000.00
A. Personal services ...		$ 5,600.00	
B. Other current expenses		400.00	
Expenses, Collection Delinquent Taxes ...			11,040.00
B. Other current expenses		$ 11,040.00	
Total, Treasury Department			$ 929,145.00
BOARD OF AGRICULTURE AND FORESTRY			
Board of Administration			$ 38,240.00
A. Personal services ...		$ 31,800.00	
Executive Secretary.	$ 9,600.00		

Other personal services	22,200.00		
B. Other current expenses		5,640.00	
C. Equipment		800.00	
Division of Forestry...			295,040.00
A. Personal services ...		$211,920.00	
Territorial Forester.	$ 12,000.00		
Other personal services	199,920.00		
B. Other current expenses		25,680.00	
C. Equipment		14,140.00	
Motor vehicles	$ 7,040.00		
Other equipment ...	7,100.00		
E. Structures and permanent improvements to land....		30,000.00	
Buildings	$ 11,000.00		
Water Works	1,000.00		
Other improvements (fences)	18,000.00		
Research to study forest problems on Oahu:			
A. Personal services ...		2,000.00	
B. Other current expenses		500.00	
Eradication of Goats and Pigs:			
A. Personal services ...		1,000.00	
B. Other current expenses		6,500.00	
C. Equipment		3,300.00	
Division of Entomology			77,980.00
A. Personal services ...		$ 56,280.00	
Entomologists	$ 10,800.00		
Other personal services	45,480.00		

B. Other current expenses		14,400.00	
C. Equipment		2,300.00	
Motor vehicles .....$	600.00		
Other equipment....	1,700.00		
For beneficial insects and birds:			
B. Other current expenses		4,750.00	
C. Equipment		250.00	
Division of Animal Industry			134,160.00
A. Personal services ...		$ 73,800.00	
Territorial Veterinarian .....$	10,800.00		
Other personal services	63,000.00		
B. Other current expenses		16,010.00	
C. Equipment		3,000.00	
Motor vehicles .....$	800.00		
Other equipment....	2,200.00		
Construction of Honolulu Animal Quarantine Station:			
E. Structures and permanent improvements to land....		1,500.00	
Buildings .....$	1,500.00		
Eradication of Bovine Tuberculosis:			
A. Personal services ...		250.00	
B. Other current expenses		1,600.00	
G. Capital Outlays for rights and obligations		38,000.00	
Refunds, awards and indemnities .....$	38,000.00		

Fish and Game Division			56,960.00
A. Personal services ...		$ 45,060.00	
Chief Territorial Warden .....$	7,200.00		
Other personal services	37,860.00		
B. Other current expenses		11,900.00	
Total, Board of Agriculture and Forestry			$ 602,380.00

BOARD OF HARBOR COMMISSIONERS

Board of Harbor Commissioners, proper			$ 26,550.00
A. Personal services ...		$ 22,800.00	
Chief Clerk .....$	7,800.00		
Other personal services	15,000.00		
B. Other current expenses		3,750.00	
Harbor Master and Pilots			97,400.00
A. Personal services ...		$ 77,400.00	
Harbor Master ....$	8,400.00		
Other personal services	69,000.00		
B. Other current expenses		20,000.00	
Fire Boats			6,000.00
F. Fixed charges, subsidies		6,000.00	
Marine Railway			1,000.00
B. Other current expenses; rental....		$ 1,000.00	

Maintenance and additions, landings, wharves and pipe lines			226,460.00
A. Personal services ...		159,360.00	
B. Other current expenses		60,100.00	
C. Equipment		7,000.00	
Motor vehicles. ....$	7,000.00		
Dredging Honolulu Harbor			50,000.00
A. Personal services ...		$ 975.00	
B. Other current expenses		49,025.00	
Total, Board of Harbor Commissioners			$ 407,410.00

BOARD OF HEALTH

General Office			$ 78,865.00
A. Personal services ...		$ 62,860.00	
President .....$	14,400.00		
Other personal services	48,460.00		
B. Other current expenses		14,650.00	
C. Equipment		1,355.00	
Vital Statistics			44,200.00
A. Personal services ...		$ 31,800.00	
Registrar General ...$	6,000.00		
Other personal services	25,800.00		
B. Other current expenses		12,000.00	
C. Equipment		400.00	
Sanitary Engineering ..			19,980.00
A. Personal services ...		$ 18,240.00	

Sanitary Engineer ..	$ 9,600.00		
Other personal services	8,640.00		
B. Other current expenses		1,675.00	
C. Equipment		65.00	
Sanitation			185,125.00
A. Personal services ...		$165,000.00	
Chief Sanitary Inspector	$ 7,200.00		
Other personal services	157,800.00		
B. Other current expenses		19,555.00	
C. Equipment		570.00	
Mosquito Campaign			6,500.00
A. Personal services ...		$ 4,400.00	
B. Other current expenses		2,000.00	
C. Equipment		100.00	
Plague Campaign			51,540.00
A. Personal services ...		$ 37,110.00	
Inspector in charge..	$ 4,200.00		
Other personal services	32,910.00		
B. Other current expenses		13,700.00	
C. Equipment		730.00	
Quarantine Service:			
General Service ..			56,650.00
A. Personal services ...		23,600.00	
Quarantine Officer, Honolulu	$ 3,600.00		
Other personal services	20,000.00		
B. Other current expenses		32,050.00	
C. Equipment		1,000.00	

Quarantine Service, Quarantine Station			20,805.00
A. Personal services ...		$ 11,655.00	
Keeper, Honolulu.	$ 2,400.00		
Other personal services	9,255.00		
B. Other current expenses		8,375.00	
C. Equipment		775.00	
Bacteriological Laboratory			10,450.00
A. Personal services....		$ 6,500.00	
Bacteriologist and Pathologist	$ 6,000.00		
Other personal services	500.00		
B. Other current expenses		3,900.00	
C. Equipment		50.00	
Agents (Government Physicians)			76,560.00
A. Personal services....		$ 76,560.00	
Pure Food and Drugs..			25,125.00
A. Personal services....		21,600.00	
Food Commissioner and Analyst	$ 9,600.00		
Other personal services	12,000.00		
B. Other current expenses		3,425.00	
C. Equipment		100.00	
Tuberculosis: Government Hospital: (Puumaile Home)			85,680.00
A. Personal services....		$ 40,250.00	
Physician	$ 2,400.00		
Other personal services	37,850.00		

B. Other current expenses		41,430.00	
C. Equipment		4,000.00	
Tuberculosis: Private Hospital			336,000.00
F. Contributions		$336,000.00	
Leahi Home	$168,000.00		
Kula Sanitarium	96,000.00		
Samuel Mahelona Memorial Hospital	72,000.00		
General Medical Assistants and Nursing			154,550.00
A. Personal services....		$116,195.00	
B. Other current expenses		33,955.00	
C. Equipment		4,400.00	
Motor vehicles	$ 3,500.00		
Other equipment	900.00		
Insane: Segregation, etc. Sanitarium			37,714.00
A. Personal services....		$ 21,120.00	
Attendant	$ 4,200.00		
Other personal services	16,920.00		
B. Other current expenses		15,577.00	
C. Equipment		1,017.00	
Insane: Segregation, etc. Insane Asylum ...			457,414.00
A. Personal services....		$238,810.00	
Superintendent	$ 8,400.00		
Other personal services	229,810.00		
Compensation to patients for labor....	600.00		
B. Other current expenses		169,790.75	

C. Equipment		48,813.25	
Motor vehicles .....$	1,055.00		
Other equipment ...	47,758.25		
Venereal Disease Clinic.			16,685.00
A. Personal services....		11,400.00	
Physician .....$	6,000.00		
Other personal services	5,400.00		
B. Other current expenses		5,185.00	
C. Equipment		100.00	
Care of Lepers and their Children:			
Leper Settlement and Kalihi Hospital ..			704,350.00
A. Personal services ...		$245,490.00	
Superintendent .....$	9,600.00		
Other personal services 235,890.00			
B. Other current expenses		431,244.00	
C. Equipment		16,416.00	
Motor vehicles .....$	3,150.00		
Other equipment	13,266.00		
E. Structures and permamanent improvements to land.....		4,000.00	
Buildings and Equipment .....$	4,000.00		
F. Contributions		7,200.00	
Allowance needy blind patients, extra $5.00 per month .....$	7,200.00		
Kapiolani Girls' Home..			51,780.00
A. Personal services....		$ 15,330.00	
Six (6) Sisters.....$	5,760.00		
Other personal services	9,570.00		

B. Other current expenses		31,000.00	
C. Equipment		3,450.00	
E. Structures and permanent improvements to land.....		2,000.00	
Buildings .....$	2,000.00		
Kalihi Boys' Home.....			59,090.00
A. Personal services....		$ 24,940.00	
Matron .....$	3,360.00		
Other personal services	21,580.00		
B. Other current expenses		29,500.00	
C. Equipment		1,150.00	
E. Structures and permanent improvements to land...		3,500.00	
Buildings .....$	3,500.00		
Boards of Examiners...			950.00
A. Personal services....		$ 250.00	
B. Other current expenses		700.00	
Maternal and Infant Hygiene			13,451.92
A. Personal services....		$ 8,400.00	
B. Other current expenses		4,951.92	
C. Equipment		100.00	
Aiding Indigent Persons Released, Kalihi Hospital and Leper Settlement			2,500.00
F. Contributions		$ 2,500.00	
Total, Board of Health			$2,495,964.92

HOME FOR FEEBLE MINDED PERSONS

Waimano Home			$ 156,368.00
A. Personal services....		$ 71,160.00	
Superintendent .....$	8,400.00		
Other personal services	62,760.00		
B. Other current expenses		$ 72,258.00	
C. Equipment		5,950.00	
E. Structures and permanent improvements to land.....		7,000.00	
Water Works .....$	6,000.00		
Sewer System	1,000.00		
Total, Home for Feeble Minded persons			$ 156,368.00

INDUSTRIAL ACCIDENT BOARD

County of Hawaii.....			$ 5,075.00
A. Personal services....		$ 3,200.00	
Secretary .....$	3,000.00		
Other personal services	200.00		
B. Other current expenses		1,475.00	
C. Equipment		400.00	
County of Kauai.....			1,620.00
A. Personal services....		$ 1,200.00	
Secretary	1,200.00		
B. Other current expenses		420.00	
County of Maui.....			5,000.00
A. Personal services....		$ 3,600.00	
Clerk, Inspector ....$	3,600.00		
B. Other current expenses		1,400.00	
Oahu			30,530.00
A. Personal services....		$ 24,220.00	

Secretary	$ 6,600.00		
Other personal services	17,620.00		
B. Other current expenses		6,310.00	
Total, Industrial Accident Boards			$ 42,225.00

BOARD OF INDUSTRIAL SCHOOLS

Board of Industrial Schools, proper...			$ 7,500.00
A. Personal services....		$ 6,000.00	
Executive Secretary.	$ 6,000.00		
B. Other current expenses		1,500.00	
Girls' Industrial School.			118,125.00
A. Personal services ...		$ 59,925.00	
Superintendent	$ 7,200.00		
Other personal services	52,725.00		
B. Other current expenses		50,700.00	
C. Equipment		5,000.00	
E. Structures and permanent improvements to land.....		2,500.00	
Buildings	$ 2,500.00		
Boys' Industrial School.			161,400.00
A. Personal services....		$ 82,500.00	
Superintendent	$ 7,200.00		
Other personal services	75,300.00		
B. Other current expenses		74,000.00	
C. Equipment		4,900.00	
Total, Board of Industrial Schools...			$ 287,025.00

LIBRARIES

Library of Hawaii, Honolulu			$ 172,540.00
A. Personal services....		$115,740.00	
Librarian .....$	7,800.00		
Other personal services	107,940.00		
B. Other current expenses		27,800.00	
C. Equipment		29,000.00	
Hilo Free Library.....			55,000.00
A. Personal services....		$ 27,480.00	
B. Other current expenses		10,120.00	
C. Equipment		17,400.00	
Kauai Public Library Association, Ltd. ...			30,600.00
A. Personal services....		$ 16,200.00	
B. Other current expenses		6,400.00	
C. Equipment		8,000.00	
Maui County Free Library			34,020.00
A. Personal services....		$ 19,320.00	
B. Other current expenses		6,700.00	
C. Equipment		8,000.00	
Total, Libraries			$ 292,160.00

BOARD OF COMMISSIONERS OF PUBLIC ARCHIVES

Public Archives			$ 21,845.00
A. Personal services....		$ 19,920.00	
B. Other current expenses		1,500.00	
C. Equipment		425.00	
Total, Board of Commissioners of Public Archives			$ 21,845.00

EMPLOYEES' RETIREMENT SYSTEM OF THE TERRITORY OF HAWAII

Administrative Expenses			$ 54,000.00
A. Personal services....		$ 47,600.00	
B. Other current expenses		3,400.00	
C. Equipment		3,000.00	
F. Fixed charges			278,081.00
Contribution to pension accumulation fund		$193,481.00	
Contributions under Act 31, Session Laws 1927		84,600.00	
Total, Employees' Retirement System of the Territory of Hawaii			$ 332,081.00

UNIVERSITY OF HAWAII

General administration..			$ 55,950.00
A. Personal services....		$ 42,800.00	
President .....$	20,000.00		
Other personal services	22,800.00		
B. Other current expenses		12,200.00	
C. Equipment		950.00	
Upkeep of Plant, Buildings, Equipment and Shop Operations			60,400.00
A. Personal services....		$ 29,880.00	
B. Other current expenses		17,300.00	
C. Equipment		3,500.00	
E. Structures and permanent improvements to land.....		9,720.00	
Buildings .....$	9,720.00		

Instructional expenditures			314,476.00
A. Personal services		$279,670.00	
B. Other current expenses		13,525.00	
C. Equipment		21,281.00	
Library			49,700.00
A. Personal services		$ 34,000.00	
B. Other current expenses		1,200.00	
C. Equipment		14,500.00	
Extension Department			27,100.00
A. Personal services		$ 18,600.00	
B. Other current expenses		8,200.00	
C. Equipment		300.00	
University Farm			24,805.00
A. Personal services		$ 13,800.00	
B. Other current expenses		4,865.00	
C. Equipment		6,140.00	
Psychological Clinic			23,700.00
A. Personal services		$ 21,000.00	
Director	$ 12,000.00		
Other personal services	9,000.00		
B. Other current expenses		2,200.00	
C. Equipment		500.00	
Total, University of Hawaii			$ 556,131.00

FAIR COMMISSION OF HAWAII

Fair Commission of Hawaii			$ 16,300.00
A. Personal services		$ 10,800.00	
Chairman	$ 6,000.00		
Other personal services	4,800.00		

B. Other current expenses		5,500.00	
Total, Fair Commission of Hawaii			$ 16,300.00

HISTORICAL COMMISSION

Historical Commission ..			$ 11,400.00
A. Personal services....		$ 10,000.00	
Executive Secretary.	$ 6,600.00		
Other personal services	3,400.00		
B. Other current expenses		800.00	
C. Equipment		600.00	
Total, Historical Commission			$ 11,400.00

COMMISSION ON PUBLIC ACCOUNTANCY

Commission on Public Accountancy			$ 30,000.00
Current expenses....		$ 30,000.00	
Total, Commission on Public Accountancy			$ 30,000.00

PUBLIC UTILITIES COMMISSION

Public Utilities Commission			$ 15,000.00
B. Other current expenses		$ 15,000.00	
Total, Public Utilities Commission ..			$ 15,000.00

SUGAR EXPERT

Sugar Expert			$ 16,000.00
A. Personal services....		$ 12,500.00	
Sugar Expert .....$	12,000.00		
Other personal services	500.00		
B. Other current expenses		3,500.00	
Total, Sugar Expert.			$ 16,000.00

HAWAII TOURIST BUREAU

Hawaii Tourist Bureau.		$ 150,000.00
F. Contribution for support of	$150,000.00	
Provided that this appropriation shall become available from time to time in fractional amounts equal to the amounts then received from individuals and business organizations within the Territory to said Hawaii Tourist Bureau, five members of which Bureau to be appointed by the Governor for terms of one year each or until a successor is appointed; one of said members to be selected to represent each of the Islands of Oahu, Maui, Hawaii and Kauai upon nomination of the Boards of County Supervisors		

of the respective Islands, acting in conjunction with the principal commercial or civic organizations of said Islands, and one to be selected by the Governor to represent the Territory at large.		
Total, Hawaii Tourist Bureau		$ 150,000.00

LUNALILO HOME

Lunalilo Home		$ 9,600.00
F. Contribution for support of	$ 9,600.00	
Total, Lunalilo Home		9,600.00

PAN-PACIFIC UNION

Pan-Pacific Union		$ 15,000.00
F. Contribution for support of	$ 15,000.00	
Total, Pan-Pacific Union		$ 15,000.00
Grand Total of Totals		$8,027,824.92

SECTION 2. Changes and transfers may be made by the head of a department or establishment with the approval of the Governor, within the foregoing schedule of appropriations, for any organization unit of such department or establishment, as to "Personal Services", "Other Current Expenses", or "Equipment". Provided, however, that in cases where no appropriation is made for "Equipment", for such organization unit of a department or establishment, the head of such department or establishment may,

with the approval of the Governor, create such appropriation by changes or transfers from "Other Current Expenses". And, provided further, that no changes shall be made with respect to "Personal Services" specifically named.

SECTION 3. This Act shall take effect from and after July 1, 1927.

Approved this 3rd day of May, A. D. 1927, except as to the item:

"Commission on Public Accountancy.....$30,000.00"

which I do not approve and hereby veto.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 264

[H. B. No. 94]

AN ACT AMENDING CHAPTER 54 OF THE REVISED LAWS OF HAWAII 1925, RELATING TO THE FISH AND GAME COMMISSION, BY ABOLISHING THE SAID COMMISSION AND VESTING ITS POWERS AND DUTIES IN THE BOARD OF AGRICULTURE AND FORESTRY.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Sections 722, 723 and 724 of Chapter 54, Revised Laws of Hawaii 1925, relating to the creation and appointment of a Fish and Game Commission, the term of office, and the compensation of such Commissioners, respectively, are hereby repealed, and the Fish and Game Commission is hereby abolished.

SECTION 2. All the powers and duties vested in and imposed upon the Fish and Game Commission by Chapter 54, Revised Laws of Hawaii 1925, and any other laws of this territory prior to this Act, are hereby vested in and imposed upon the Board of Agriculture and Forestry, which is hereby authorized and directed to establish a separate bureau for the execution and performance of such powers and duties.

SECTION 3. There is hereby added to Chapter 54, Revised Laws of Hawaii 1925, a new section, to be known as Section 721A, reading as follows:

"Section 721A. Whenever in this chapter the word 'board' is used, it shall refer to and mean the Board of Commissioners of Agriculture and Forestry, by Chapter 47 provided for."

SECTION 4. Chapter 54, Revised Laws of Hawaii 1925, is hereby further amended by substituting for the word "commission" wherever it appears in said chapter, the word "board", and by substituting for the word "chairman", wherever it appears in said chapter, the words "president of the board."

SECTION 5. This Act shall become effective on July 1, 1927.

Approved this 3rd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 265

[H. B. No. 103]

AN ACT PROVIDING PENSIONS FOR CERTAIN PERSONS HEREIN NAMED, AND AUTHORIZING AND DIRECTING THE CITY AND COUNTY OF HONOLULU TO PAY THE SAME.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The board of supervisors of the City and County of Honolulu is hereby authorized and directed to pay each month, out of such funds as may be properly chargeable therewith, beginning with the month of July, 1927, up to and including the month of June, 1929, the sums set opposite the respective names as follows:

	Per Month
Anjie Abreau, minor	$ 10.00
Agnes Abreau, minor	10.00
Richard Abreau, minor	10.00
Mrs. Nani Alapai	60.00
Mrs. Lizzie Awai	40.00
Henry J. Andrews	40.00
Julius W. Asch	100.00
James R. Aylett	35.00
John Bell	60.00
Joe Benevides	70.00

Martha Kaaiai Branco	75.00
Charles Brede	60.00
Walter Bromley	100.00
Lillian Boyd, minor	10.00
Herbert Boyd, minor	10.00
James Boyd, minor	10.00
Maude A. Cottrell	50.00
Charles Coster	125.00
W. R. Davis	75.00
Makaio Ehu	60.00
David Elia	40.00
Mrs. J. J. Fern	125.00
F. A. Ferreira	50.00
Joe Ferreira	75.00
Gustav H. Gunther	100.00
Joe Gouvea	75.00
R. L. Gilliland	75.00
John Hopu	50.00
Mrs. Claude Haupu	50.00
Henry Kahoinea Heanu	60.00
Edward Hore	85.00
Edward Hopkins	150.00
Mrs. Lola Hopkins	50.00
Edwin Hughes	150.00
Harry H. Halela	70.00
Mrs. Abigal Hopkins	50.00
Samuel Hookano	100.00
John U. Joseph	60.00
Philip Kanaina	60.00
Andrew Kalai	40.00
Harry Kapule	50.00
W. C. Kaikana	60.00
Joseph Kamakau	75.00
Henry H. Kamauoha	50.00
Mrs. Rosabella Kanepuu	75.00
Lui Kealoha	40.00
D. P. Kinolau	50.00
Julia Keonaona	75.00
William Kaka	55.00
George Kawai	50.00
Charles Kahuakailoa	40.00
William Laa	75.00
O. B. Larsen	60.00
Mrs. Margaret Lehua	50.00
Mrs. J. Fernandez Lewis	75.00

Sam Lili	40.00
Holoholoku Lilinoe	40.00
Malia Luhi	5.00
Mary Luhi	5.00
Mary Mahukona	75.00
August Martins	40.00
Manuel Martin (employee, Road Department)	75.00
Manuel Martin (employee, Water Works Department)	50.00
Mrs. Julia K. Macy	50.00
John P. Medeiros	75.00
Halvor Myhre	60.00
David Mahuka, Sr.	40.00
Ernest Moniz	50.00
Samuel Nawelo	40.00
J. W. P. Nawahine	40.00
William Olepau	50.00
J. K. Paele	50.00
A. R. Pimento	60.00
Mrs. Henry Paia	40.00
A. V. Pacheco	75.00
Ricardo Pereira	75.00
Melville T. Simonton	150.00
Henry Smith	250.00
John Stone	70.00
S. C. Stibbard	115.00
Jordan A. Silva	75.00
Mrs. Holi Thornton	50.00
Samuel Wahineaea	40.00
George J. Wessel	100.00
Henry White	40.00
C. J. Willis	150.00
George Wond	100.00
William Wond	50.00
Mrs. C. B. Wilson	60.00
Abbie Zablan	75.00
David Kanealii	25.00
Ernest Machado	40.00
Louis Mendonca	100.00

provided, however, that no beneficiary under this Act shall be permitted to draw the pension specified in the Act, or any portion thereof, if said beneficiary is holding any salaried position of the United States, Territory of Hawaii or any political subdivision thereof; and provided, further, that pensions for widows under this Act shall cease upon their remarriage, and provided, further,

that if any beneficiary shall receive, from any employment other than under the United States, the Territory of Hawaii or any political subdivision thereof, a wage or salary which, if added to the pension provided for him under this Act, shall exceed the average monthly wage or salary paid during the last five years of his employment by the said City and County of Honolulu, then such pension shall be reduced to the extent of such excess.

SECTION 2. This Act shall take effect upon its approval.

Approved this 3rd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 266

[H. B. No. 124]

AN ACT TO PROVIDE FOR ATHLETIC COACHING AT MCKINLEY HIGH SCHOOL.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of fifteen hundred dollars ($1,500.00) is hereby appropriated out of any moneys in the treasury of the Territory, not otherwise appropriated, for the coaching of athletics at the McKinley High School.

SECTION 2. The sum herein appropriated shall be deposited in a special fund to be entitled "Coaching of Athletics, McKinley High School", and shall be disbursed by warrants drawn by the Auditor based upon vouchers approved by the Superintendent of Public Instruction.

SECTION 3. This Act shall take effect upon its approval.

Approved this 3rd day of May, 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 267

[H. B. No. 131]

AN ACT PROVIDING PENSIONS, NAMING BENEFICIARIES AND MAKING APPROPRIATIONS THEREFOR.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Treasurer of the Territory of Hawaii is hereby authorized and directed to pay, upon warrants to be issued by the Auditor of the Territory of Hawaii, each month, beginning with the month of July, 1927, and to continue such payments up to and including the month of June, 1929, to the following named beneficiaries in the sums set opposite their respective names:

Rosie Alapai	$ 40.00
John Burke	30.00
Manuel Ignacio de Gouveia	30.00
Annie Kahaulelio	25.00
Sophie Kapuniai	50.00
Lot C. Lane	50.00
Moses Koki	50.00
A. D. Morton	75.00
Marie Nunes	25.00
Mrs. Albert McGurn	75.00
Mrs. Mary Kanae (widow of John Kanae)	50.00
Mrs. Emily R. Kapuaala	50.00
Minnie Hoopii	50.00
Theresa Wilcox	50.00
Mrs. Samuel K. Kakelaka	50.00
Mrs. Emma F. Scott	100.00
Mrs. Kamaile Huddy	25.00
Aloysius Leysen	50.00
Henry Berger (additional)	50.00

provided, however, that no beneficiary under this Act shall be permitted to draw the amount specified in the Act if said beneficiary is holding any salaried position with the Territory of Hawaii or any political subdivision thereof; and, provided further, that pensions to widows under this Act shall cease upon their remarriage.

Such payments are hereby appropriated out of the moneys received in the treasury from the general revenues.

SECTION 2. This Act shall take effect from and after July 1, 1927.

Approved this 3rd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 268

[H. B. No. 427]

AN ACT PROVIDING FOR THE ACQUISITION OF ADDITIONAL LAND FOR THE TERRITORIAL FAIR GROUNDS, AND MAKING AN APPROPRIATION THEREFOR.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Commissioner of Public Lands is hereby authorized and directed to acquire by purchase all of that certain piece or parcel of land situated on the mauka side of the Territorial Fair Grounds and contiguous thereto, containing an area of two hundred forty-four thousand, five hundred thirty-five (244,535) square feet, more or less, now owned by the Fair Grounds Land Trust, as an addition to the Territorial Fair Grounds.

SECTION 2. The sum of fifty-four thousand dollars ($54,000.00) or so much thereof as may be necessary, is hereby appropriated out of any moneys in the treasury of the Territory, not otherwise appropriated, for the purpose of acquiring the said land.

SECTION 3. This Act shall take effect upon its approval.

Approved this 3rd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 269

[S. B. No. 189]

AN ACT TO AMEND CHAPTER 143 OF THE REVISED LAWS OF HAWAII 1925, BY ADDING TWO NEW SECTIONS THERETO TO BE KNOWN AS SECTIONS 2450A AND 2450B, RELATING TO THE SALE UNDER EXECUTION OF SHARES OF CAPITAL STOCK OF CORPORATIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Chapter 143 of the Revised Laws of Hawaii 1925, is hereby amended by adding two new sections thereto to be known as Sections 2450A and 2450B, and to read as follows:

"Section 2450A. Any stock in a corporation owned by an execution defendant may be made the subject of levy of an execution issuing out of any court of the Territory of Hawaii, by notifying the president, secretary, treasurer, or managing agent of the corporation of the fact that the stock of such defendant in the corporation has been levied upon, and leaving with such corporate officer a certified copy of the writ of execution. Service of such notice shall operate as a bar to the transfer of any such stock on the books of the corporation; and any corporation which shall permit any transfer of such stock, pending sale upon such execution, except as herein provided, shall be liable for the penalty herein provided for wilful transfer of said stock. Any stock levied upon may be sold after notice in the manner provided for advertisement and sale, contained in Section 2447 of the Revised Laws of Hawaii 1925.

At any time after the issuance of execution and prior to the sale, upon motion or application of the plaintiff or the levying officer and upon due notice to the defendant or other person having possession of the certificate of such stock, the court may summarily direct such defendant or such other person so having possession of such certificate to produce such certificate and thereupon the court may order the same to be delivered to the levying officer for the purpose of sale. After the sale, the levying officer shall deliver to the purchaser such certificate of stock, endorsed or assigned by him as the agent of the judgment debtor, which delivery and endorsement or assignment shall vest in the purchaser all of the right, title and interest of the execution debtor in the said shares of stock, and such purchaser shall be entitled to present to the corporation such certificate and to demand of the corporation the transfer of the stock on the books of the corporation and the issuance to him of a certificate showing that he is the owner of such stock; provided, that if it shall appear that such certificate is held by some other person as security for a debt, or for any other obligation, then such other person so holding such certificate shall not be required to deliver same to the levying officer, but in such case the levying officer may sell the stock subject to the payment or satisfaction of the debt or other obligation for which the same is held as security and without delivery of such certificate, in which event the levying officer shall deliver to the purchaser of the stock a transfer thereof, which shall vest in the purchaser all of the rights, title and interests of the execution debtor in such stock; and provided, further, that if it shall appear that any certificate of stock held by an execution debtor shall have been lost, or destroyed, the execution officer may likewise sell such stock without delivery of the certificate, but upon execution of a similar transfer, such

transfer shall vest in the purchaser all of the right, title and interest of the execution debtor in said stock. If, by reason of the absence of the judgment debtor from the Territory, or for any other reason, the levying officer shall be unable to secure said stock certificate for purposes of transfer, he shall deliver to the purchaser of such stock a certificate to that effect, setting forth the reason for his inability to deliver such certificate, and also a transfer of such stock, which transfer shall vest in the purchaser all of the right, title and interest of the execution debtor in such stock, and upon presenting to the corporation such officer's certificate, together with such transfer of said stock, such purchaser shall be entitled to all of the rights respecting such stock as a holder of a lost or destroyed certificate."

"Section 2450B. Any owner or holder of any certificate of stock which has been levied upon by virtue of an execution who sells or otherwise voluntarily disposes of such certificate of stock without consent of the judgment creditor, or order of the court, or who, upon demand of the levying officer, refuses to surrender such certificate of stock, except to assert or maintain his rights as a pledgee, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punishable by a fine of not more than one thousand dollars ($1,000.00) or by imprisonment for not more than one year, or by both such fine and imprisonment, in the discretion of the court."

SECTION 2. This Act shall take effect upon its approval.

Approved this 3rd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 270

[S. B. No. 197]

AN ACT TO AMEND CHAPTER 166 OF THE REVISED LAWS OF HAWAII 1925, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 2878A, RELATING TO INTERVENTION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. A new section is hereby added to Chapter 166 of the Revised Laws of Hawaii 1925, to be known as Section 2878A, and to read as follows:

"Section 2878A. Intervention, when it takes place and how made. At any time before trial, any person who has an interest in the matter in litigation, or in the success of either of the parties, or an interest against both, may intervene in the action or proceeding whether brought in the circuit or district court. An intervention takes place when a third person is permitted to become a party to an action or proceeding between other persons, either by joining the plaintiff in claiming what is sought by the complaint, or by uniting with the defendant in resisting the claims of the plaintiff, or by demanding anything adversely to both the plaintiff and the defendant, and is made by complaint, setting forth the grounds upon which the intervention rests, filed by leave of the court and served upon the parties to the action or proceeding who have not appeared, and upon the parties who have appeared, or their attorneys, who may answer or demur or otherwise plead to it within ten days from the service thereof if served within the circuit or district wherein said action is pending, or within thirty days if served elsewhere."

SECTION 2. This Act shall take effect upon its approval.

Approved this 3rd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 271

[S. B. No. 29]

AN ACT TO PROVIDE FOR PUBLIC IMPROVEMENTS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The following sums are hereby appropriated for the following purposes, out of any available moneys now in the treasury or hereafter received by the Treasurer for or on account of loan funds, and bonds may be issued as provided by law to the extent necessary to yield the amounts herein appropriated.

TERRITORIAL IMPROVEMENTS

Wharf and Harbor Improvements

(To be expended under the direction of the Board of Harbor Commissioners).

1. Wharf and harbor improvements, Honolulu Harbor, including Kapalama and Kewalo Basins, purchase of land or other rights and/or condemnation proceedings where necessary.....$350,000.00
2. Wharf and harbor improvements, Kahului, Pier 2 150,000.00

3. Wharf and harbor improvements, Kahului, Pier 1 300,000.00
4. Resurfacing Kuhio Wharf Road, Hilo..... 25,000.00
5. Nawiliwili wharf and terminal improvements.... 250,000.00
6. Wharf, approach and for site, Hoopuloa or vicinity 20,000.00

New Buildings and Other Improvements.

(To be expended under the direction of the Department of Public Works).

7. Construction of permanent bridges, Kalakaua Avenue and Ala Moana, Honolulu.....$100,000.00
8. Territorial Hospital for Insane, Kaneohe site, including equipment 500,000.00
9. Library of Hawaii, building and equipment..... 300,000.00
10. Maui County Free Library, at Wailuku, building and equipment 75,000.00
11. Hilo Free Library, building and equipment..... 25,000.00
12. Girls' Industrial School, buildings, grounds and equipment 250,000.00
13. Completion of Waimea Canyon Road..... 175,000.00

(To be expended under the direction of the University of Hawaii).

14. Three units of engineering plant.....$ 60,000.00
15. Laboratory building for Botany, Zoology and Entomology 150,000.00
16. Gymnasium and equipment 50,000.00

(To be expended under the direction of the Hawaiian Homes Commission, which Commission shall pay, from the Hawaiian Home Loan Fund, into the treasury of the Territory, such sums as shall be necessary for the interest and sinking fund of bonds issued for the following item, as required by Section 220 of the Hawaiian Homes Commission Act of 1920).

17. Hoolehua-Palaau Water Works .....$ 50,000.00

SECTION 2. The following sums are also hereby appropriated for the following purposes out of any available money now in the treasury or hereafter received by the Treasurer for or on account of loan funds, and bonds may be issued as provided by law to the extent necessary to yield the amount herein appropriated; provided, that the sums specified in items 18 to 54, both inclusive, with the exception of the sums specified in items 19, 21 and 46,

which shall be expended by the Territorial Highway Engineer, shall be expended by the boards of supervisors of the respective counties or city and county, in accordance with plans and specifications prepared by the engineer of such county or city and county, subject to the provisions of Section 4 hereof.

Construction, relocation, reconstruction of roads and bridges; sewer system; water works, pipe lines and extensions; water storage; hospitals and equipment; golf course; reclamation project.

OAHU:

18. Construction of City Hall, Honolulu..... $750,000.00
Provided, however, that when the sum of $250,000.00 shall become available and allotted, the Board of Supervisors may call for bids and contract for the construction of a complete City Hall, at a cost not to exceed $750,000.00, notwithstanding the provisions of Sections 1479 and 2178 of the Revised Laws of Hawaii 1925, and no member of the Board of Supervisors of the City and County of Honolulu shall be liable to punishment under any of the provisions of Section 2178 of said Revised Laws, for any act done by him, and/or by the said Board of Supervisors in contravention of said Section in the expenditure of the foregoing appropriation.
19. Toward completion of Kamehameha Highway, from Kualoa Point to Waiahole..... 100,000.00
20. Acquisition of land and construction of Court House and Jail, Wahiawa 10,000.00
21. Kamehameha Highway and/or bridges..... 325,000.00
22. Lualualei Waterworks 25,000.00
23. Aiea Homesteads Waterworks 25,000.00
24. Acquisition of sufficient land in Palolo Valley, District of Honolulu, by purchase and/or condemnation proceedings, for a public golf course, and toward the erection thereon of an 18-hole golf course 75,000.00
Provided, however, that the requisite government land in Palolo Valley to complete the golf course shall be transferred to the City and County of Honolulu by the Governor under the provisions of the Organic Act, and the Governor of the Territory is hereby authorized and requested to do all things necessary or proper to effectuate such transfer.

25.	Halekou-Kaneohe Homesteads Waterworks	20,000.00
26.	Kailua and Lanikai Waterworks.....	20,000.00
27.	Reclamation project, Kewalo	200,000.00

Provided, however, that the contract therefor shall require, and by its terms guarantee, that at least sixty-five acres of new public land makai of Ala Moana Road shall be made and filled to grade at a cost not to exceed said sum of two hundred thousand dollars ($200,000.00), said new land to extend from a point at or near the Waikiki Drainage Canal to such point at or near the present Kewalo Basin as shall be designated by the Board of Harbor Commissioners; and, provided, further, that prior to the award of the contract the area to be filled and the adjoining area of public land makai of the Ala Moana Road shall be transferred to said City and County, pursuant to the Organic Act or any other or further Act of Congress, and the Governor of the Territory is hereby authorized and requested to do all things necessary or proper to effectuate such transfer.

HAWAII:

28.	Pipe Lines and extensions, South Hilo.....	$100,000.00
29.	North Hilo Water Works	10,000.00
30.	North Kohala Water Works	30,000.00
31.	Belt Road, Kaawalii Gulch, North Hilo.....	75,000.00
32.	Kukuihaele Road	50,000.00
33.	North Kohala Mountain Road toward Waimea..	100,000.00
34.	Belt Road, North Kona toward South Kohala..	50,000.00
35.	Belt Road, South Kona	50,000.00
36.	Belt Road, Kau	60,000.00
37.	Keaukaha Road	50,000.00
38.	Concrete Bridges and approaches.....	100,000.00
39.	Hilo Memorial Hospital and equipment.....	85,000.00
40.	Laupahoehoe Hospital and equipment.....	30,000.00

MAUI:

41.	Kaupakalua-Pauwela Waterworks	$ 20,000.00
42.	Kula Pipe Line Water Storage	20,000.00
43.	Ulumalu-Peahi Waterworks	25,000.00
44.	Wahikuli Waterworks	10,000.00
45.	East Molokai Waterworks	10,000.00
46.	Road, Paia toward Haiku	100,000.00

47.	Road, and/or bridges, Kaunakakai toward Hoolehua	50,000.00
48.	Road, Lanai	25,000.00
49.	Belt Road Concrete Bridges and approaches	30,000.00
50.	Sewer System, Kahului	75,000.00

KAUAI:

51.	Lihue-Nawiliwili Waterworks	$100,000.00
52.	Concrete Bridges	75,000.00
53.	Extension Kalaheo Waterworks	15,000.00
54.	Wailua Homesteads Waterworks	10,000.00

In case the amount specified in any item of this section shall not be wholly required to complete the work on such item, the unrequired balance may, after completion of said item, be expended for the work specified in any of the other items for the same county or city and county, and any unrequired balance remaining after the completion of all the items in this section shall be transferred to the permanent improvement fund of the same county or city and county.

SECTION 3. Each county or city and county shall pay to the Territory, on the interest dates of any bonds that may be issued by the Territory, the proceeds of which shall have been expended for such of the projects referred to in said items 18 to 54, both inclusive, as shall have been expended in such county or city and county, interest upon an amount equal to the par value of such bonds at the rate of interest specified in such bonds, and also such sums annually on the second interest date and the same date each year thereafter, during the term for which such bonds shall have been issued, whether afterwards refunded or not, that the aggregate of such sums annually paid will, compounded annually, at the rate of four per cent, equal at the expiration of such terms, such par value; and the Auditor of the Territory is hereby authorized to deduct from the amount of any warrant or warrants otherwise issuable by him to the Treasurer of such county or city and county, such amounts when due as are required by this section, to be paid by such county or city and county, and proper receipts shall thereupon be exchanged between the treasurers of the Territory and of such county or city and county; provided, however, that such county or city and county may, at the option of its board of supervisors, pay on account of such bonds on any such interest date, any additional sum, and when the accrued values of all sums other than interest paid on account of such bonds, shall equal the par value of such bonds, all the obligations of said county or city and county

in respect of such bonds, principal and interest, shall be discharged. Every such additional sum so paid shall be deposited to the credit of the sinking fund provided for in Acts of the Legislature authorizing and requiring sinking funds for redemption of Territorial bonds, pages 1942-3-4, Volume II, Revised Laws of Hawaii 1925, in addition to the amount required to be deposited by said Acts.

SECTION 4. No moneys shall be expended under items 18 to 54, both inclusive, until the methods, materials, plans and specifications proposed to be used for the construction or reconstruction of any sewer system, waterworks, pipe lines and extensions, water storage, hospitals, reclamation project, golf course, bridge or bridges, road or roads intended to be paid for in whole or in part with moneys provided by said items shall first be passed upon and approved by the Superintendent of Public Works. Before approving said methods, materials, plans and specifications, said Superintendent shall inspect the locality in which said work is proposed to be done and shall familiarize himself with the local conditions affecting the said proposed work.

SECTION 5. This Act shall be known as the Loan Fund Act of 1927.

SECTION 6. This Act shall take effect upon its approval.

Approved this 3rd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 272

[S. B. No. 162]

AN ACT AUTHORIZING THE ISSUANCE OF COUNTY OR CITY AND COUNTY BONDS.

WHEREAS, the provisions of the existing law, under which bonds may be issued, after a county or city and county election, are not broad enough in all particulars to satisfy the public needs in this regard, and additional legislation is necessary and desirable; and

WHEREAS, it is necessary that all loans to be effected hereafter should be effected, and that the bonds to be issued therefor should be issued in conformity with the Act of Congress provid-

ing a government for the Territory of Hawaii, approved April 30, A. D. 1900, and any amendments thereto in effect at the time said bonds are issued, and that the authority to effect such loans and issue bonds in respect thereof should be given in a uniform manner, now, therefore,

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Treasurer of each county or city and county is hereby authorized and empowered, with the approval of the Board of Supervisors, to issue from time to time bonds of said county or city and county, with interest coupons attached thereto, to an amount not at any time to be extended beyond five per centum of the assessed value of the property in said county or city and county, nor to exceed, in any one calendar year, one per centum of such assessed value, the principal and interest to be paid in gold coin of the United States of America, or its equivalent, at its present standard of weight and fineness, in the manner, upon the terms and for the purposes of this Act stated.

SECTION 2. No such bonds shall be issued, excepting bonds issued pursuant to the provisions of an Act entitled "An Act authorizing municipalities to issue bonds for public improvements", Volume II, Revised Laws of Hawaii 1925, pp. 1947-1954, except in pursuance of an Act of the Legislature defining the purposes for which the same are to be issued, nor until approved by the President. Such approval on the part of the President shall be conclusive proof that all requirements of law have been duly complied with, and that said bonds are in all respects valid and incontestable.

SECTION 3. All bonds issued under the authority of this Act shall bear interest, payable semi-annually, at a rate of not more than five per cent per annum, and shall be made redeemable in twenty years and payable in thirty years from the date of the issue thereof; provided, however, that the type of bonds known in commercial usages as serial bonds, the issue of which is also hereby authorized, may be issued for lesser periods, maturing in substantially equal annual installments, the first installment to mature not later than five years from date of issue of such series, and the last installment not later than thirty years from the date of such issue.

SECTION 4. All bonds issued under the authority of this Act shall be exempt from any and all taxes whatsoever, and the payment of the principal and interest thereof shall constitute a charge upon the consolidated revenues of the county or city and county issuing the same.

SECTION 5. Except as otherwise provided, the proceeds of the bonds so issued shall be exclusively devoted to the purposes for which the same are issued, as expressed in the Act of the Legislature under which the issue of the bond is authorized.

SECTION 6. The treasurer of each county or the city and county may, with the approval of the Board of Supervisors, determine the denominations of such bonds to be issued under the authority of this Act, and the place in which the principal and interest of such bonds or any of them, shall be payable, and the method of their redemption. He may make such arrangements as may be necessary or proper for the sale of the whole, or any part, of the authorized issue. Such arrangement shall provide for the sale of such bonds by county or city and county itself, by public advertisement for tenders, but no bonds shall be issued at less than their nominal par value; or the treasurer may, with the approval of the Board of Supervisors, accept any bid without public advertisement for tenders, provided such bid shall be above the figure of the last sale.

SECTION 7. All bonds issued under the provisions of this Act shall be lithographed or steel engraved, and shall be signed by the treasurer of the county or city and county, and by the Mayor or Chairman of the Board of Supervisors and countersigned by the Auditor and be sealed with the seal of the county or city and county. Interest coupons shall bear a lithographed or engraved facsimile of the signature of the treasurer of the county or city and county.

SECTION 8. This Act shall take effect upon its approval.

Approved this 3rd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 273

[S. B. No. 187]

AN ACT TO PROVIDE FOR THE BUILDING OF A BEACH AT WAIKIKI, OAHU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated, out of any moneys in the general fund of the Territory, not otherwise appropriated, the sum of fifty thousand dollars ($50,000.00) for the purpose of building a beach at Waikiki, Oahu, and purposes incidental thereto, including the construction of retaining walls, groins and other necessary structures, the acquisition of real property and/or rights or interests therein and payment for legal, engineering, or other services. The moneys herein appropriated shall be expended under the authority of the Board of Harbor Commissioners of the Territory of Hawaii, and the terms of Section 1477 of the Revised Laws of Hawaii 1925, as amended, shall not apply to any expenditures or work done under the provisions hereof. Said Board shall not begin any construction work unless and until legal arrangements are made whereby the general public shall be assured of the right to use such portion of any beach built as lies within seventy-five (75) feet shoreward of the mean high water mark. Any beach so built shall be and remain free of all structures. Said Board shall have the authority to engage the services of attorneys, engineers and others to assist it in carrying out the provisions of this Act, and shall have and is hereby vested with authority to bring proceedings in Eminent Domain in the name of the Territory for the acquisition of such property and/or rights or interests in or appurtenant to property, as its duties may require to be obtained for public purposes, and to prosecute the same to final judgment. The Board shall have power to purchase such property and rights of property as may be needed in the prosecution of its work; and to adjust and compromise claims and disputes of every nature which may arise in the performance of its duties.

SECTION 2. This Act shall take effect upon its approval.

Approved this 3rd day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 274

[S. B. No. 25]

AN ACT TO REIMBURSE THE NATIONAL CONSTRUCTION COMPANY, LIMITED, FOR AMOUNT DEDUCTED FROM THE FINAL PAYMENT IN CARRYING OUT THE TERMS OF THE CONTRACT ENTERED INTO WITH THE BOARD OF HARBOR COMMISSIONERS OF THE TERRITORY OF HAWAII FOR THE CONSTRUCTION OF PIERS 8, 9 AND 10, IN HONOLULU, CITY AND COUNTY OF HONOLULU.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Treasurer of the Territory of Hawaii is hereby authorized and directed to pay, upon a warrant drawn by the Auditor of the Territory from any available funds, the sum of Four Thousand Seven Hundred Thirty-two Dollars and Eighty-six cents ($4,732.86) to the National Construction Company, Limited, for the amount deducted from the final payment in carrying out the terms of that said contract entered into with the Board of Harbor Commissioners of the Territory of Hawaii, on or about June 8, 1923, for the construction and completion of Piers 8, 9 and 10, in Honolulu, City and County of Honolulu, Territory of Hawaii.

SECTION 2. Upon said payment by the Territory of Hawaii, the said National Construction Company, Limited, shall be required to release the Territory from all claims under or in respect of the said contract.

SECTION 3. This Act shall take effect from the date of its approval.

Approved this 4th day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 275

[S. B. No. 130]

AN ACT TO PROVIDE A COMMISSION TO HANDLE THE WAIAKEA HOMESTEAD SITUATION, DEFINING ITS POWERS, AND PROVIDING AN APPROPRIATION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The Governor is hereby authorized to and shall appoint a Commission, to be known as Waiakea Homestead Commission, with all the powers, duties and authority provided by Act 88, Session Laws of Hawaii 1925, provided that, insofar as it is compatible with the duties of his office, the Attorney General shall act in all legal matters on behalf of said Commission, and on behalf of the homesteaders when requested by such Commission; provided, that should the Attorney General deem it incompatible with the duties of his office to act, the Commission upon being so notified may retain private counsel.

SECTION 2. As used herein, "Commission" shall mean Waiakea Homestead Commission; "homesteader" shall mean Waiakea homesteader; "Mill Company" shall mean Waiakea Mill Company.

SECTION 3. The members of the Commission shall be appointed in the manner provided by Section 80 of the Organic Act.

SECTION 4. The provisions of Sections 3, 4, 5 and 6, of Act 88, Session Laws of 1925, relating to witnesses are hereby incorporated in this Act.

SECTION 5. Any auditor or auditors employed by the Commission shall be available to any homesteader or homesteaders, upon approval by the Commission, in any dispute or controversy between such homesteader or homesteaders and the Mill Company relating to any charges or accounts.

SECTION 6. The Commission is authorized and empowered to bring suit in the name of any homesteader and with his permission, on behalf of such homesteader, against the Mill Company for the construction of any provision or provisions of any contract concerning which any dispute or controversy over charges or accounts may arise or have arisen between such homesteader and the Mill Company; provided, however, that no such suit shall be

brought unless and until after reasonable efforts have been made to submit any such dispute or controversy to arbitration and until after the Commission shall have determined that such arbitration is impracticable or inadvisable, and such determination by said Commission shall be final and not be subject to review.

SECTION 7. The Commission is empowered to render all possible assistance to any homesteader or homesteaders in any dispute or controversy regarding the terms of existing contracts of such homesteader or homesteaders with the Mill Company, or in any negotiations looking toward the execution of new contracts between any homesteader or homesteaders and the Mill Company.

SECTION 8. Each Commissioner shall be entitled to a salary of one hundred dollars ($100.00) per month during the continuance of this Commission.

SECTION 9. The sum of thirty thousand dollars ($30,000.00), or as much thereof as may be necessary, is hereby appropriated from the general fund, to be expended upon vouchers approved by the Chairman of the Commission, for the payment of all expenses authorized by this Act.

SECTION 10. This Act shall take effect upon its approval.

Approved this 4th day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 276

[S. B. No. 168]

AN ACT TO MAKE AN APPROPRIATION OF ONE THOUSAND FIVE HUNDRED DOLLARS ($1,500.00) OUT OF THE GENERAL FUNDS IN THE TREASURY AND TO AUTHORIZE PAYMENT TO THE AUDIT COMPANY OF HAWAII, LIMITED, FOR SERVICES PERFORMED IN MAKING A SURVEY AND REPORT ON THE ACCOUNTING SYSTEM OF THE TAX OFFICE OF THE FIRST TAXATION DIVISION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of one thousand five hundred dollars ($1,500.00) is hereby appropriated out of the general funds in the

treasury, not otherwise appropriated, and the Treasurer of the Territory is hereby authorized and directed to pay upon warrant to be drawn by the Auditor of the Territory, the sum of one thousand five hundred dollars ($1,500.00) to the Audit Company of Hawaii, Limited, as compensation for services rendered by said Company to the Territory, at the request of said Treasurer, in the years 1922 and 1923, in making a survey of and report upon the accounting system at that time in force in the Tax Office of the First Taxation Division, together with a report on suggestions for improvement of said system.

SECTION 2. Upon said payment, the said Audit Company of Hawaii, Limited, shall execute and deliver to the Territorial Treasurer a receipt in full for all claims against the Territory for said services.

SECTION 3. This Act shall take effect upon its approval.

Approved this 4th day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 277

[H. B. No. 389]

AN ACT MAKING AN APPROPRIATION TO COVER EXPENSES OF TRANSPORTATION AND HOUSING PRISONERS DETAILED TO WORK ON THE AIRPORT AT WAIAKEA, HILO, HAWAII, AND FOR THE DEVELOPMENT AND IMPROVEMENT OF SAME.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. The sum of twenty-five thousand dollars ($25,000.00) is hereby appropriated out of any moneys in the treasury of the Territory of Hawaii, not otherwise appropriated, to cover the expenses of transportation and properly housing prisoners as may be detailed, pursuant to Section 1523 of the Revised Laws of Hawaii 1925, in the District of South Hilo, County of Hawaii, for labor upon the airport set aside by Executive Order of the Goveornor as such, at Waiakea, District of South Hilo, County of Hawaii; and for the development and improvement of said airport.

SECTION 2. All materials purchased under the foregoing appropriation shall remain the property of the Territory, even though incorporated in structures upon leased land, and the Attorney General is hereby directed to require a provision, in every lease of land to the Territory for the purpose of housing the said prisoners, that upon the termination of the leasehold the Territory shall be permitted to remove from the leased land all buildings and other structures placed thereon by the Territory.

SECTION 3. Upon the termination of any such leasehold, the Attorney General, on behalf of the Territory of Hawaii, may remove the said structures and materials from the leasehold and/or land belonging to the Territory, and either cause them to be used elsewhere for the purpose of housing prisoners detailed for labor upon any public road or other public work, or sell the same, or he may, without removing the said structures and/or materials from the leased lands, sell the same to the owner of the land, as in his discretion may seem to be for the best interests of the Territory.

SECTION 4. Expenditures from the said appropriation shall be made upon vouchers approved by the Attorney General.

SECTION 5. Acts 18, 21 and 250 of the Session Laws of 1925, are hereby repealed.

SECTION 6. This Act shall take effect upon its approval.

Approved this 4th day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

ACT 278

[S. B. No. 99]

AN ACT MAKING AN APPROPRIATION TO REIMBURSE THE ESTATE OF AKANA AMELIA RICHARDSON, DECEASED, FOR MONEYS IMPROPERLY COLLECTED IN CONNECTION WITH THE WAIOLAMA LAND SANITATION PROJECT.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. There is hereby appropriated, out of any available moneys in the Revolving Fund, created by Section 989, R. L. 1925, the sum of eight thousand six hundred twenty-four and 73/100

dollars ($8,624.73) to reimburse Trent Trust Company, Limited, Trustee under the will and of the estate of Akana Amelia Richardson, deceased, for the amount of money improperly collected from and paid by said Trent Trust Company, Limited, as such Trustee, in connection with the filling and draining of Waiolama Swamp in Hilo, Hawaii.

SECTION 2. This Act shall take effect on its approval.

Approved this 9th day of May, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

J. R. No. 1

[S. J. R. No. 4]

JOINT RESOLUTION DECLARING THE PROJECT OF REHABILITATION OF THE HAWAIIAN RACE, AS PROVIDED BY THE HAWAIIAN HOMES COMMISSION ACT, 1920, AND AS ADMINISTERED BY THE HAWAIIAN HOMES COMMISSION, A SUCCESS, REQUESTING THE SECRETARY OF THE INTERIOR TO APPROVE THE EXTENSION OF THE ACTIVITIES OF THE COMMISSION UNDER SAID ACT, URGING THE CONGRESS OF THE UNITED STATES TO EXTEND THE PROVISIONS THEREOF TO ALL OF THE ISLANDS OF THE HAWAIIAN GROUP AND RECOMMENDING CERTAIN AMENDMENTS THERETO.

WHEREAS, by Act of Congress of July 9, 1921, known as the Hawaiian Homes Act, 1920, large areas of public lands of the Territory of Hawaii were set aside to be administered by the Hawaiian Homes Commission created by said Act for the benefit of native Hawaiians in order to rehabilitate the Hawaiian race and prevent the decrease and possible extinction thereof; and

WHEREAS, the Hawaiian Homes Commission was organized and became operative on September 16, 1921; and

WHEREAS, under said Act the activities of the Commission were limited to the Island of Molokai and to the lands of Keaukaha and Panaewa in Waiakea, South Hilo, and the land of Waimanu on the Island of Hawaii; and

WHEREAS, nearly all of the available lands on the Island of Molokai suitable for cultivation under present conditions and portions of the lands of Keaukaha have been allotted to and settled upon by native Hawaiians; and

WHEREAS, the Hawaiians who have taken up tracts of Hawaiian Home Lands have been successful as evidenced by the following:

(a) One of the outstanding features of the work is that to date not one person that has settled on the land has left it.

(b) The one hundred and sixteen families occupying homesteads on the Island of Molokai are making excellent progress,—they have neat and comfortable homes, their lands in most instances being profitably cultivated, and while there is no excessive wealth or luxury, they are steadily making payments on the loans granted under the agreement of the lease.

(c) The house lots near Kaumakakai on Molokai and at Keaukaha on Hawaii have proved one of the best features of the Commission's activity,—especially on Hawaii have these lots served the intended purpose of getting working people out of the tenements.

(d) Cooperative marketing for handling the vegetables, poultry and pork is beginning to take shape among the homesteaders; and

WHEREAS, of a total population of six hundred and fifty native Hawaiians in the homesteaded areas on Molokai there have been thirty-eight births and eleven deaths; of the deaths, three were from pulmonary tuberculosis; one from accident; one from poisoning; one born defective; one unattended, and four from removable causes, thus making a mortality rate of less than one per cent; and

WHEREAS, on the basis of such success, the Commission's activities should be extended; and

WHEREAS, under Section 204 of the Hawaiian Homes Commission Act, further authorization of the Congress of the United States, and the approval of the Secretary of the Interior of the United States, must be secured before the Commission could further use, lease or otherwise dispose of Hawaiian Home Lands to native Hawaiians, under the provisions of the Act; therefore,

Be it Enacted by the Legislature of the Territory of Hawaii:

That the project of rehabilitation of the Hawaiian race, under the Hawaiian Homes Commission Act, as administered by the Hawaiian Homes Commission, is hereby approved and declared a success;

That the Secretary of the Interior of the United States be respectfully requested to give his approval to the extension of the activities of the Hawaiian Homes Commission, under the Hawaiian Homes Commission Act, 1920, to all of the Islands of the group, and that the Congress of the United States authorize the extension of the said project of rehabilitation to the Hawaiian Homes Commission lands on all of the Islands of the Hawaiian group, as set forth in the said Act;

That the Congress of the United States amend Section 204 so as to authorize and the Secretary of the Interior of the United States approve the immediate selection by the Commission of all of the available lands named in Section 203 for allotment and settlement by native Hawaiians provided that the land so selected shall not be allotted for settlement until existing leases expire; provided that the Commission may return such portion of the available lands to the Commissioner of Public Lands as may not be immediately needed for the purposes of the Act, to be leased by the Commissioner of Public Lands as provided in Subdivision "D" of Section 73 of the Organic Act, such lease to contain a withdrawal clause and the lands so leased may be withdrawn for the purposes of the said Act, upon the giving of five (5) years' notice of such withdrawal; and provided further, that the Commission shall not lease, use, nor dispose of more than 20,000 acres of the area of Hawaiian Homes Lands for settlement by native Hawaiians in any five (5) calendar year period.

Approved this 13th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

J. R. No. 2

[H. J. R. No. 11]

JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES OF AMERICA TO EXEMPT ALL OFFICIALS AND EMPLOYEES OF THE TERRITORY OF HAWAII AND ITS POLITICAL SUBDIVISIONS FROM THE PAYMENT OF FEDERAL INCOME TAXES.

WHEREAS, under the Revenue Act of 1921 of the Congress of the United States the officials and employees of the Territory of Hawaii and its political subdivisions are compelled to pay taxes upon income derived from the Territory or its political subdivisions; and

WHEREAS, the officials and employees receiving compensation from the various States of the Union are exempt from the payment of income taxes; and

WHEREAS, although the United States Government has the power to tax the income from salaries derived from the Territory of Hawaii or its political subdivisions, such taxation amounts to a discrimination in favor of the officials and employees of the various States of the Union as against the officials and employees of the Territory of Hawaii; now, therefore,

Be it Enacted by the Legislature of the Territory of Hawaii:

That the Congress of the United States is hereby formally requested, through the Delegate to Congress from the Territory of Hawaii, to amend Section 213 of the Revenue Act of 1921 so as to exempt from taxation thereunder all income in the form of salaries derived by the officials and employees from any territory or the political subdivisions thereof, if the laws of the Territory require the payment of a tax on such salaries.

Approved this 15th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

J. R. No. 3

[H. J. R. No. 12]

JOINT RESOLUTION AUTHORIZING AND EMPOWERING THE HONOLULU SEWER AND WATER COMMISSION TO RETURN TO D. B. CUMMINS HIS CERTIFIED CHECKS, OR REIMBURSE HIM THEREFOR, IF CASHED.

Be it Enacted by the Legislature of the Territory of Hawaii:

That the Honolulu Sewer and Water Commission be and it is hereby authorized and empowered to return to the said D. B. Cummins his certified checks in the total sum of four thousand two hundred and eighty dollars ($4,280.00), or, if said checks shall have been cashed, then to pay to the said D. B. Cummins out of any funds to the credit of the said Honolulu Sewer and Water Commission said sum of four thousand two hundred and eighty dollars ($4,280.00).

Approved this 15th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

J. R. No. 4

[H. J. R. No. 3]

JOINT RESOLUTION DECLARING THE CLAIM OF THE TERRITORY OF HAWAII ON BEHALF OF THE UNIVERSITY OF HAWAII FOR RECOGNITION BY THE FEDERAL GOVERNMENT OF ITS RIGHT TO SHARE IN THE BENEFITS OF CERTAIN OF THE ACTS OF CONGRESS.

WHEREAS, the Congress of the United States by an Act approved March 2, 1887, (24 Stat. L. 440) made provision for Agricultural Experiment Stations to be established under the direction of the college or colleges or the agricultural departments thereof in each state or territory which had been established or which might thereafter be established in accordance with the provisions of an Act of Congress approved July 2, 1862, (12 Stat. L. 503), entitled "An Act donating public lands to the several states and territories which may provide colleges for the benefit

of agriculture and the mechanic arts", or any of the supplements to said Act; and

WHEREAS, the said Congress has further endowed agricultural experiment stations so established and directed under the provisions of an Act of Congress approved June 7, 1888, (25 Stat. L. 176), and an Act approved March 16, 1906, (34 Stat. L. 63), and an Act approved February 24, 1925, (43 Stat. L. 970); and

WHEREAS, the Congress has further made provision for and endowed agricultural extension work in the several states of the Union by the provisions of an Act approved May 8, 1914, (38 Stat. L. 372) entitled "An Act to provide for cooperative agricultural extension work between the agricultural colleges in the several states receiving the benefits of an Act of Congress approved July 2, 1862, and of Acts supplementary thereto, and the United States Department of Agriculture"; and

WHEREAS, the Territory of Hawaii has established as a part of the University of Hawaii a college in accordance with the provisions of said Act of the Congress approved July 2, 1862, and its supplements, and the Legislature of the Territory of Hawaii has given its assent to the provisions of all Acts of the Congress providing for agricultural experiment stations in connection with colleges of agriculture and mechanic arts, such assent being expressed in Section 4 of Act 203 of the Session Laws of 1919 (Section 403 of the Revised Laws of Hawaii 1925); and

WHEREAS, all of the states of the Union and some of the present states when they were territories have received the benefits provided by the Congress for such agricultural experiment stations, and the Territory of Hawaii is clearly within the purport and intent of these Acts and the best practice as applied to other territories, but has thus far been denied said benefits; therefore,

Be it Enacted by the Legislature of the Territory of Hawaii:

The Legislature of the Territory of Hawaii hereby reaffirms the declarations and claims specifically set forth in the Act of said Legislature approved April 26, 1923, entitled "An Act to define and declare the claims of the Territory of Hawaii concerning its status in the American Union and to provide for the appointment of a commission to secure more complete recognition of such claims by the Federal Government", referring especially to the high standard of educational institutions and educational policies

in which American ideals and American programs have prevailed for a hundred years, and does further reiterate and express its confidence in the intent of the Congress to do full justice to the Territory of Hawaii, and its belief that the failure of the Territory of Hawaii to receive for the use of the University of Hawaii the benefits provided by the aforesaid Acts of Congress for the establishment of agricultural experiment stations in connection with the University of Hawaii and the endowment of agricultural extension work will be speedily remedied when the Congress is fully informed of the facts.

The Legislature of the Territory of Hawaii hereby makes formal request of the Congress that in future annual appropriations made to carry out the provisions of the above cited Acts to establish and endow agricultural experiment stations, the Congress of the United States include the sums necessary to provide for the participation of Hawaii in the benefits of said Acts.

The Legislature of the Territory of Hawaii hereby respectfully requests the Congress of the United States to so amend said Act approved May 8, 1914, (38 Stat. L. 372) as to include the Territory of Hawaii within its scope on a parity with the several states, and does further request that in future annual appropriations made to carry out the provisions of said Act the Congress include the sums necessary to make said amendment effective.

To the end that the conditions herein recited may be remedied, the Governor of Hawaii, in association with the Delegate to Congress from Hawaii, is requested to present and urge the claims of the Territory of Hawaii as above set forth to the next session of the Congress of the United States and the executive departments of the Federal Government.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

J. R. No. 5

[H. J. R. No. 5]

JOINT RESOLUTION AUTHORIZING THE SALE AND DISTRIBUTION OF THE HISTORY OF HAWAII'S PART IN THE WORLD WAR.

WHEREAS, by Act 120 of the Session Laws of 1921, as amended by Act 139 of the Session Laws of 1923, the Historical Commission was given the duty of compiling and publishing a history of Hawaii's part in the World War of 1914-1918; and

WHEREAS, the Attorney General of the Territory has rendered an opinion to the effect that the Historical Commission has no authority to fix a price for the sale of the said history when it is published, or to sell or arrange for the sale of the book, or to distribute it free except to the depositories named in Section 28 of the Revised Laws of Hawaii 1925 (Opinion No. 1394, November 22, 1926); and

WHEREAS, the Historical Commission is planning to publish the said history during the present calendar year; now, therefore,

Be it Enacted by the Legislature of the Territory of Hawaii:

The Historical Commission is hereby given authority to determine the retail selling price of the said history of Hawaii's part in the World War, but the price shall not exceed the sum of one dollar ($1.00) per copy;

The said history shall be sold and distributed through the Office of the Secretary of the Territory, the net proceeds after deducting actual expenses of sale and distribution to be turned into the general fund of the Territorial treasury, provided that the Secretary of the Territory may arrange for the sale of the said history by responsible booksellers at the price fixed by the Historical Commission, allowing to such booksellers a discount not to exceed twenty per cent of the retail selling price;

The Secretary of the Territory may distribute free, not to exceed two hundred copies of the said history, to official depositories and other libraries and institutions, to historical societies and commissions, and to historical periodicals and the members of the Territorial Legislature.

Approved this 20th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

J. R. No. 6

[H. J. R. No. 14]

JOINT RESOLUTION REQUESTING THE COMMISSIONER OF PUBLIC LANDS TO RETAIN BEACH FRONTAGE LAND LEFT AS REMNANTS BY REALIGNMENT OF KAMEHAMEHA HIGHWAY, AND TO ACQUIRE PRIVATELY OWNED BEACH FRONTAGE ALONG SAID HIGHWAY.

WHEREAS, it is in the interests of good government and the welfare and prosperity of the people that as much beach frontage land as possible be available for use by the public; now, therefore,

Be it Enacted by the Legislature of the Territory of Hawaii:

That the Commissioner of Public Lands is hereby requested wherever the realignment of Kamehameha Highway results in government remnants with beach frontage, to retain such remnants, and, wherever feasible, to acquire, by purchase, exchange or condemnation, privately owned land along said Highway with beach frontage, and to maintain all of such land for use by the public.

Approved this 23rd day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

J. R. No. 7

[H. J. R. No. 15]

JOINT RESOLUTION AUTHORIZING AND REQUESTING THE GOVERNOR OF THE TERRITORY OF HAWAII TO DIRECT THE TRANSFER OF THE CONTROL AND TITLE IN ALL PARKS, WATER AND SEWER WORKS OF THE COUNTY OF HAWAII TO SAID COUNTY.

WHEREAS, the title to the Water and Sewer Works and the Parks in the County of Hawaii was transferred to the Territory of Hawaii by President Woodrow Wilson on the 17th day of February, A. D. 1920, as provided by Section 91 of an Act to provide a Government for the Territory of Hawaii; and

WHEREAS, it would be for the best interest of the residents, taxpayers and voters, in the County of Hawaii, that the title in said Water and Sewer Works and Parks in said County of Hawaii be transferred to said County of Hawaii; now, therefore,

Be it Resolved by the Legislature of the Territory of Hawaii:

That the Governor of the Territory of Hawaii is hereby authorized and requested to direct the transfer of the control and title in all Water and Sewer Works and Parks in the County of Hawaii to the said County of Hawaii.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

J. R. No. 8

[S. J. R. No. 12]

JOINT RESOLUTION AUTHORIZING THE GOVERNOR OF THE TERRITORY OF HAWAII TO RECEIVE CERTAIN FUNDS FROM THE SECRETARY OF WAR IN TRUST FOR THE HAWAII NATIONAL GUARD.

WHEREAS, it has been duly made known to the proper authorities of the Territory that the Secretary of War of the United States has in his possession, as trustee, certain moneys known as "Other Funds", which had been collected for their own use and benefit by certain National Guard organizations that were broken up as units for or as the result of service in the World War, and have not been reconstituted; and

WHEREAS, it further appears that the Secretary of War, as trustee, desired to turn over to a substitute trustee, duly authorized by the Territory, such portion of the said funds as equitably belongs to the National Guard of the Territory; now, therefore,

Be it Enacted by the Legislature of the Territory of Hawaii:

That the Governor of the Territory of Hawaii be, and he hereby is authorized to receive such funds as trustee, and to distribute them to those units of the Hawaii National Guard to which they rightfully belong; and

Be it Further Enacted:

That certified copies of this Resolution be forwarded to the Secretary of War of the United States and to the Chief of the Militia Bureau.

Approved this 26th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

J. R. No. 9

[H. J. R. No. 8]

JOINT RESOLUTION DIRECTING THE DIRECTOR OF THE BUDGET TO MAKE A FULL AND THOROUGH INVESTIGATION OF THE STATUS OF PUBLICLY OWNED AUTOMOBILES, PROVIDING FOR THE CUSTODY, CONTROL, USE AND MAINTENANCE OF SUCH PUBLICLY OWNED AUTOMOBILES, AND AUTHORIZING THE DISPOSITION OF THE SAME BY SAID DIRECTOR.

WHEREAS, it is necessary and advisable to change the present method of using territorial automobiles and to inaugurate a system whereby such automobiles will not be used for private purposes; now, therefore,

Be it Enacted by the Legislature of the Territory of Hawaii:

That the Director of the Budget be and he is hereby authorized and directed forthwith, to make a full and thorough investigation, to determine for which territorial officials the use of automobiles is a necessity.

The Director of the Budget is hereby directed and empowered to make, promulgate and publish, with the advice and consent of the Governor, any and all executive orders necessary to carry out his findings.

The Director of the Budget is hereby directed and empowered, with the advice and consent of the Governor, to dispose of any territorially owned passenger automobiles found by him not to be required for official use, at private sale or public auction, for cash, or upon such terms as the Governor may approve, and to deposit any funds received on that account in the treasury as a public realization; and the Director of the Budget is hereby further em-

powered, on behalf of the Territory, to execute all and singular the contracts necessary to carry out the powers hereby granted.

Upon the making of the necessary findings, the Director of the Budget is hereby directed and empowered from time to time, with the advice and consent of the Governor, to determine a reasonable monthly automobile maintenance allowance for every official, employee or agent, for whose use the said Director shall have found an automobile to be necessary, but who is not given the use of a publicly owned automobile. And the Auditor of the Territory is hereby authorized and directed to draw a warrant monthly, for said sum so determined in favor of the official, employe or agent of the Territory, so designated, for the sum so determined, said warrant to be drawn against the automobile fund, as determined by the 1927-1929 Budget, of the department to which said official, employe or agent shall be attached; said allowance (or such other allowance as the Director of the Budget, with the advice and consent of the Governor, may from time to time fix) to continue monthly during the period of service of said official, employe or agent.

Pending said investigation by said Director of the Budget, no department of the territorial government shall buy, or otherwise acquire any passenger automobile in excess of its equipment, as of the date hereof.

Nothing herein contained shall be interpreted or construed to include, or apply to, the official car of the Governor of Hawaii.

Approved this 27th day of April, A. D. 1927.

W. R. FARRINGTON,
Governor of the Territory of Hawaii.

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